

Name of meeting: Licensing Panel

Date: Wednesday 3 August 2022, 10.00am, Council Chambers, Huddersfield Town Hall, Ramsden Street, Huddersfield.

Title of report: Licensing Act 2003 – Application for the Variation of a Premises Licence: Playworld, 140 Westbourne Road, Huddersfield

Purpose of report: To determine the application

Key Decision - Is it likely to result in spending or saving £250k or more, or to have a significant effect on two or more electoral wards?	Not applicable
Key Decision - Is it in the Council's Forward Plan (key decisions and private reports?)	Not applicable
The Decision - Is it eligible for call in by Scrutiny?	Not applicable
Date signed off by Strategic Director & name	Fiona Goldsmith – on behalf of Colin Parr Strategic Director (Environment and Climate Change)
Is it also signed off by the Service Director (Finance)?	Not applicable
Is it also signed off by the Service Director for Legal Governance and Commissioning?	Not applicable
Cabinet member portfolio	Cllr Will Simpson

Electoral wards affected: Greenhead

Ward councillors consulted: Cllr Carole Pattison
 Cllr Mohan Sokhal
 Cllr Sheikh Ullah

Public or private: Public

GDPR Implications:

GDPR has been considered and appropriate sections of the report have been amended.

1 Summary

The purpose of this report is to inform Members of an application for the variation of a premises license, which as a result of representations received, has been referred to this Panel for determination.

2 Information required to take a decision

2.1 Application

2.1.1 On 13 June 2022 January 2022, the Licensing department received an application for the full variation of existing premises licence for the premises at Playworld, 140 Westbourne Road, Huddersfield. The application was made by [REDACTED] director of Playworld. A copy of this application including plan, and the existing licence may be seen at **Appendix A**.

2.1.2 The licensable activities currently permitted by licence PR(A)1490 are indoors only as shown in the table below.

Activity	Days	Times
Sale of Alcohol	Friday and Saturday Sunday to Thursday	09:00-23:30 09:00-22:30
Performance of Dance	Friday and Saturday Sunday to Thursday	09:00-23:45 09:00-22:45
Indoor Sporting Events	Friday and Saturday Sunday to Thursday	09:00-23:45 09:00-22:45
Live Music	Friday and Saturday Sunday to Thursday	09:00-23:45 09:00-22:45
Recorded Music	Friday and Saturday Sunday to Thursday	09:00-23:45 09:00-22:45
Late Night Refreshment	Friday and Saturday	23:00-00:00

2.1.3 The variation application is to increase the premises perimeter to include an outdoor area.

2.1.4 The table below shows the licensable activities, the applicant is requesting licensable activities to be both indoors and outdoors and alcohol sales to be both on and off the premises.

The application also includes six occasions per year with an end time of 01:00 am the following morning. The dates of these six occasions have not been specified in the application.

Activity	Days	Times
Sale of Alcohol	Monday to Sunday	09:00-23:45
Performance of Dance	Monday to Sunday	09:00-23:45
Indoor Sporting Events	Monday to Sunday	09:00-23:45
Live Music	Monday to Sunday	09:00-23:45
Recorded Music	Monday to Sunday	09:00-23:45
Late Night Refreshment	Monday to Sunday	23:00-23:45

2.1.5 Representations have been received from local residents, local Ward Councillors, Environmental Health Public Health and Planning Services.

2.1.6 The representations from the members of the public consider that the following licensing objectives would not be met should this licence be granted:

- Public Safety
- Prevention of Crime and Disorder
- Prevention of Public Nuisance
- Protection of Children from Harm

A copy of these representations can be seen at **Appendix B**

2.2 Licensing Policy

Members considering the application should take note of the Authority's Statement of Licensing Policy, which provides the following guidance on how Members should approach the application and representation:

1.0 – Executive Summary

1.2 In exercising its duties and responsibilities under the terms of the Licensing Act 2003, the Council will operate within the statements and procedures mentioned in this policy statement. Notwithstanding this statement, all applications will be treated on their merits and judged accordingly. The council will have regard to any relevant guidance issued by the Secretary of State in exercising its powers under the Act.

2.0 – Purpose and Scope of the Licensing Policy

2.7 The Licensing Authority recognises that each licence application must be considered on its own individual merits in the context of the four licensing objectives, and that unless relevant representations are received from responsible authority's or interested parties, there is no provision for a Licensing Authority to impose conditions on a licence other than those proposed within an application. Only conditions which have been volunteered by the applicant or which have been determined at a Licensing Panel hearing can be attached to a licence or certificate. If no relevant representations are made in respect of an application, the Licensing Authority is obliged to issue the licence on the terms sought.

Licensing Objectives.

1. Public Safety
2. Prevention of crime & disorder
3. Prevention of public nuisance
4. Protection of children from harm

2.3 Secretary of State Guidance

Members also need to consider statutory guidance issued, by the Secretary of State, under Section 182 of the Licensing Act 2003. As the representations relate to all four licensing objectives, Members attention is drawn to Section 2 of this Guidance, the relevant parts of which may be found at **Appendix C**.

3 Implications for the Council

3.1 Working with People

Residents of Kirklees need to be confident that under the Licensing Act 2003 licence holders under the Licensing Act 2003 are in a position to uphold the four licensing objectives. The committee is required to take appropriate and necessary action against licence holders where they fall short of their duties under the Licensing Act 2003. This will support both the licensing objectives and support the corporate outcomes of citizens in Kirklees living in cohesive communities, feeling safe and protected from harm.

3.2 Working with Partners

The Council's licensing team work closely with partnering agencies, named 'Responsible Authorities' under the Licensing Act 2003. Responsible authorities include Planning, West Yorkshire Police, Trading Standards, Environmental Health, Fire Service, and Safe Guarding Children team.

3.3 Place Based Working

Working closely with Responsible Authorities the Licensing Authority can address issues within the districts that make up Kirklees.

3.4 Improving outcomes for children

A key objective of the Licensing Act is the protection of children from harm, and any decision made by the Council, in its capacity as Licensing Authority, will have to have regard to this objective.

3.5 Other (e.g. Legal/Financial or Human Resources)

In determining the application Members should have regard to the Authority's licensing policy statement and the Secretary of State's Guidance. The applicant or any other person who made relevant representations in relation to the application have a right of appeal to the Magistrates' court.

4 Consultees and their opinions

Consultation has taken place in accordance with the Act.

Environmental Health have concerns over amplified/live music outside.

Planning have concerns with regards to the outdoor area/noise and the impact on the neighbouring residential properties.

Public Health have concerns with regards to the occasional events and impact on residents. Public Health have also recommended condition to be agreed by the applicant.

Consultee's responses can be seen at **Appendix D**.

5 Next steps and timelines

5.1 When determining the application Members, having had regard to the representation, may take such steps as they consider appropriate for the promotion of the licensing objectives. The steps are

- grant the application,
- grant the application with the appropriate conditions,
- exclude from the scope of the licence any of the licensable activities which relate to this application, or
- reject the application

5.2 Findings on any issues of fact should be on the balance of probability.

5.3 In arriving at a decision Members must have regard to the relevant provisions of statutory guidance and the licensing policy statement and reasons must be given for any departure.

5.4 The decision should be based on the individual merits of the application.

6 Officer recommendations and reasons

6.1 Members of the Panel are requested to determine the application

7 Cabinet portfolio holder's recommendations

Not applicable

8 Contact officer

Rox Javaid, Licensing Officer, Licensing Service
Tel: 01484 221000 ext. 70545
Email: rox.javaid@kirklees.gov.uk

9 Background Papers and History of Decisions

9.1 Appendix A – Application for the Variation of Premises Licence Playworld

9.2 Appendix B - Representations from Local Residents

9.3 Appendix C – Secretary of State Guidance

9.4 Appendix D – Responsible Authorities

9.5 Appendix E – Location Plan and Street View Plan

10 Service Director responsible

Katherine Armitage
Service Director – Environment and Climate Change

Tel: 01484 221000

Email: Katherine.armitage@kirklees.gov.uk

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We
 (Insert name(s) of applicant)
 being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number PR(A) 1490

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description 140 WESTBOURNE ROAD			
Post town	HUDDERSFIELD	Postcode	HQ1 4LF

Telephone number at premises (if any)	[REDACTED]
Non-domestic rateable value of premises	£40,250.

Part 2 – Applicant details

Daytime contact telephone number	[REDACTED]		
E-mail address (optional)	[REDACTED]		
Current postal address if different from premises address	[REDACTED]		
Post town	[REDACTED]	Postcode	[REDACTED]

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?

Yes

No

If not, from what date do you want the variation to take effect?

DD MM YYYY

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1)

Yes

No

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

- ① Increase premises perimeter
- ② Provision of on and off licence
- ③ Occasional extension to licensing hours - up to six occasions per year with an end time to 1am the following morning.
Example - New year events
Diwali / Vaisakhi
Christmas
Other milestone events
- ④ To provide shisha
- ⑤ Sale of Alcohol
- ⑥ Performances of dance.
- ⑦ Indoor sporting events.
- ⑧ Live music

⑨ Late night refreshment.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

NO

⑩ Recorded music

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

- Provision of regulated entertainment (Please see guidance note 3)** Please tick all that apply
- a) plays (if ticking yes, fill in box A)
 - b) films (if ticking yes, fill in box B)
 - c) indoor sporting events (if ticking yes, fill in box C)
 - d) boxing or wrestling entertainment (if ticking yes, fill in box D)
 - e) live music (if ticking yes, fill in box E)
 - f) recorded music (if ticking yes, fill in box F)
 - g) performances of dance (if ticking yes, fill in box G)
 - h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 8)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 4)	
Day	Start	Finish	Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 5)	
Tue				
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6)	
Thur				
Fri			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 7)	
Sat				
Sun				

C

Indoor sporting events Standard days and timings (please read guidance note 8)			Please give further details (please read guidance note 5)
Day	Start	Finish	
Mon	09:00	23:45	<p>To be holding sporting events for adults + children. Currently roller skating but not limited to other sporting activities.</p> <p>State any seasonal variations for indoor sporting events (please read guidance note 6)</p> <p>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 7)</p> <p>Only on the 6 occasions mentioned, regarding the extended hours to 1am the following morning.</p>
Tue	09:00	23:45	
Wed	09:00	23:45	
Thur	09:00	23:45	
Fri	09:00	23:45	
Sat	09:00	23:45	
Sun	09:00	23:45	

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 5)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 6)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Mon	9am	12:30pm 23:45	Please give further details here (please read guidance note 5) We currently can have live music inside but want to vary this so that we can have live entertainment outside.		
Tue	9am	12:30pm 23:45			
Wed	9am	12:30pm 23:45	State any seasonal variations for the performance of live music (please read guidance note 6) N/A		
Thur	9am	12:30pm 23:45			
Fri	9am	12:30pm 23:45	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 7) N/A Only Applicable to the requested 6 occasions per annum.		
Sat	9am	12:30pm 23:45			
Sun	9am	12:30pm 23:45			

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	9am	11:30am 23:45	Please give further details here (please read guidance note 5) We are creating an outdoor area and would like to add some music (recorded) to be played outdoors.	Both	<input checked="" type="checkbox"/>
Tue	9am	11:30am 23:45			
Wed	9am	11:30am 23:45	State any seasonal variations for the playing of recorded music (please read guidance note 6) N/A		
Thur	9am	11:30am 23:45			
Fri	9am	11:30am 23:45	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 7) Only applicable to the additional upto 6 occasions. Per annum.		
Sat	9am	11:30am 23:45			
Sun	9am	11:30am 23:45			

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	9am	11:30am 23:45	Please give further details here (please read guidance note 5) most performances will be indoors - outdoor performances, only on special occasions. For example - children's character performance.	Both	<input checked="" type="checkbox"/>
Tue	9am	11:30am 23:45			
Wed	9am	11:30am 23:45	State any seasonal variations for the performance of dance (please read guidance note 6) N/A.		
Thur	9am	11:30am 23:45			
Fri	9am	11:30am 23:45	Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 7) N/A.		
Sat	9am	11:30am 23:45			
Sun	9am	11:30am 23:45			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			Please give further details here (please read guidance note 5)		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 6)		
Fri					
Sat			Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 8)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	9am	11pm 23:45	<u>Please give further details here</u> (please read guidance note 5) Currently licenced for indoor refreshments however, we wish to extend this for refreshments to be consumed / purchased outdoors.	Both	<input checked="" type="checkbox"/>
Tue	9am	11pm 23:45			
Wed	9am	11pm 23:45	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 6) NONE		
Thur	9am	11pm 23:45			
Fri	9am	11pm 23:45	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 7) Only applicable on the six occasions per annum.		
Sat	9am	11pm 23:45			
Sun	9am	11pm 23:45			

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	<input type="checkbox"/>	
Day	Start	Finish		Off the premises	<input type="checkbox"/>	
Mon	9am	11pm 23:45	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 6) NONE	Both	<input checked="" type="checkbox"/>	
Tue	9am	11pm 23:45				
Wed	9am	11pm 23:45				
Thur	9am	11pm 23:45		<u>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 7) ONLY ON THE SIX OCCASIONS PER ANNUM.		
Fri	9am	11pm 23:45				
Sat	9am	11pm 23:45				
Sun	9am	11pm 23:45				

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 10).

We would like to offer Shisha for when we are holding over 18 evenings/events.

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6)
Day	Start	Finish	
Mon	09:00	23:00 23:45	<p><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 7)</u></p> <p>ONLY ON THE REQUESTED SIX OCCASIONS PER ANNUM.</p>
Tue	09:00	23:00 23:45	
Wed	09:00	23:00 23:45	
Thur	09:00	23:00 23:45	
Fri	09:00	23:00 23:45	
Sat	09:00	23:00 23:45	
Sun	09:00	23:00 23:45	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

TIME - ~~PERMIT~~

INCLUSIONS OF OFF SALES

PREMISES LICENCE EXTENSION TO THE ADDITIONAL AREA.

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence



If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

M Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)

b) The prevention of crime and disorder

TO EMPLOY SECURITY STAFF / STEWARDS
ENSURE OUR STAFF HAVE FULL TRAINING

c) Public safety

TO COMPLY WITH HEALTH AND
SAFETY PROCEDURES.
TO ENSURE WE ARE FULLY INSURED,
ID CHECKS.

d) The prevention of public nuisance

TO ENSURE THE ENTERTAINMENT /
MUSIC IS KEPT WITH NOISE CONSTRAINT
LIMITS.

e) The protection of children from harm

~~TO EXPOSURE CHILDREN~~
CHILDREN ARE TO BE SUPERVISED BY
A PARENT / CARER.

Rox Javaid

From: [REDACTED]
Sent: 14 June 2022 21:24
To: Rox Javaid
Subject: Playworld Application

CAUTION: External email. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Rox,

Please see additional comments as per below:

- 1) The extension to licensing hours up to six occasions per year with an end time of 1am the following morning.
- 2) For the six events mentioned above, we are prepared to have staff stewards where needed.
- 2) Operating Schedule of conditions as per below:
For indoor and outdoor
 - 1- members of staff fully trained under the licensing act 2003.
 - 2- CCTV cameras are in place within and outside the premises.
 - 3- An incident report book will be kept.
 - 4- Alcohol will be served as part of the provision of food and drink for consumption on and off the premises.
 - 5- monitoring of the activities by staff at various locations within the building as well as monitoring via cameras at reception/ office will ensure that any incidents are quickly dealt with.
 - 6- Any customer with a vehicle will be required to register their number plate at reception. The cctv for the car park is monitored by a third party.
 - 7- discussions with local police, business and community representatives will ensure that there is full liaison to ensure that any problem's such as known troublemakers are speedily contained and dealt with.
 - 8- numbers of customers will be controlled to ensure adequate staffing is available for public safety.
 - 9- deliveries of goods to the premises within normal working hours.
 - 10- appropriate signage will be placed in and around the building; i.e: "please keep noise levels to a minimum" to respect neighbours.
 - 11- all staff checks will be made accordingly, upon recruitment.
 - 12- "proof of age" checks will be done to ensure there is no underage drinking.

13- noise from amplified and non- amplified music, singing, and speech arising from regulated entertainment emanating from the premises shall be controlled so as to be inaudible inside any noise - sensitive location at the premises.

14- to enable the applicant to check whether this condition is being met, suitable monitoring positions may be agreed with the responsible authority. To comply with the condition, noise from the premises shall not be audible at this point.

15- All external doors to the premises (including fire doors) shall be kept closed other than normal access during required period.

Checklist:

Please tick to indicate agreement

- o I have made or enclosed payment of the fee; or
- o I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- o I have sent copies of this application and the plan to responsible authorities and others where applicable.
- o I understand that I must now advertise my application.
- o I have enclosed the premises licence or relevant part of it or explanation.
- o I understand that if I do not comply with the above requirements my application will be rejected.

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	[REDACTED]
Date	9th JUNE 2022
Capacity	

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 14). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)		
Post town		Post code
Telephone number (if any)		

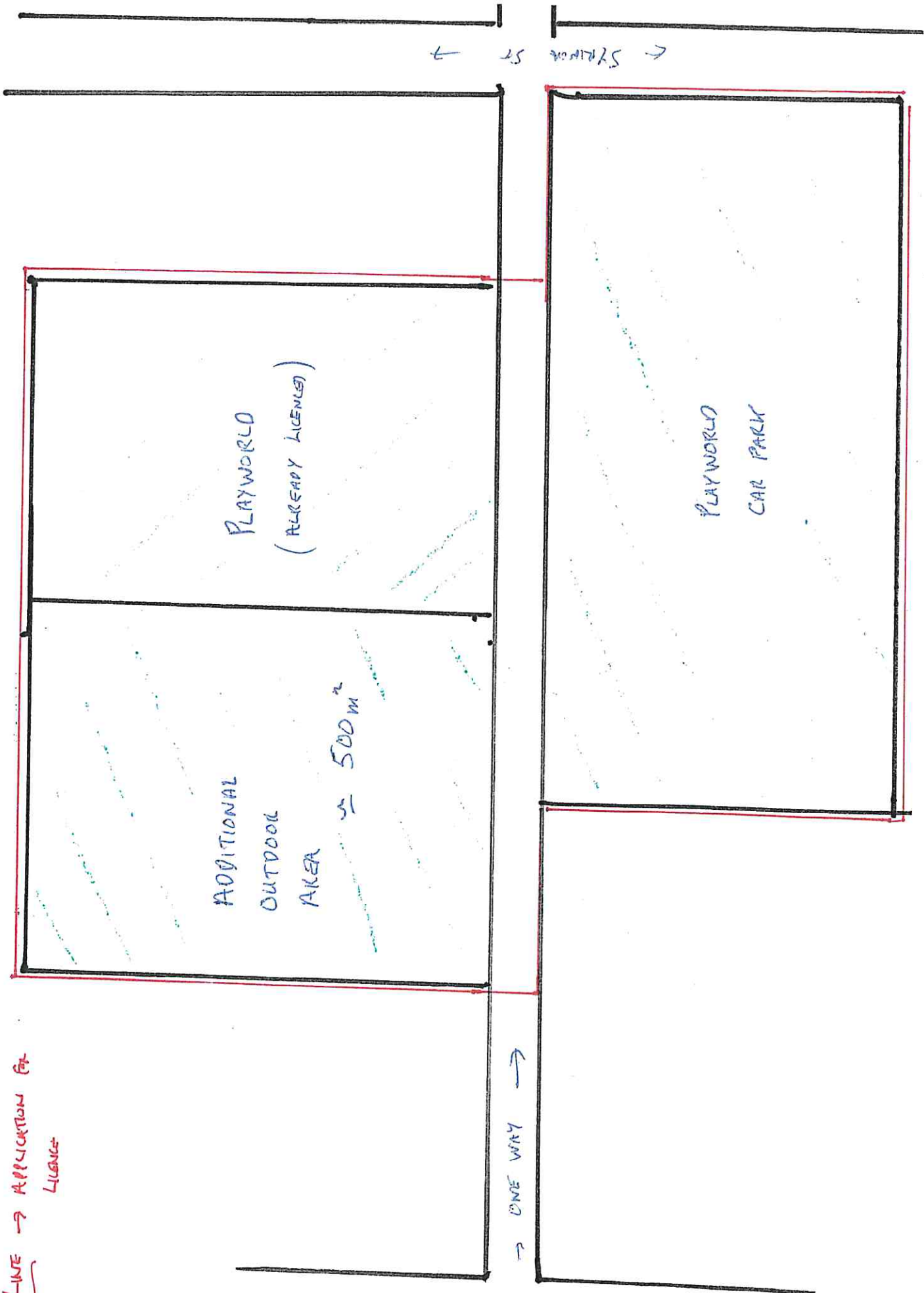
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)	

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. Describe the premises. For example, the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a

Red Line → APPLICATION FOR
LICENCE



WESTBOUQUE ROAD

ONE WAY →

STYLMON ST →

PREMISES LICENCE

Licensing Act 2003

Licence number:

PR(A)1490

Online Reference Number:

LAVDPS/08627/21**THIS LICENCE IS ISSUED BY**

Kirklees Council
 Public Protection Services
 Licensing Department
 PO Box 1720
 Huddersfield
 HD1 9EL

Tel: 01484 456868
 Email: licensing@kirklees.gov.uk

POSTAL ADDRESS OF PREMISES

Playworld Huddersfield
 Westbourne Road
 Marsh
 Huddersfield
 HD1 4LF

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

Sale of Alcohol
 Performances of Dance
 Indoor Sporting Events
 Live Music
 Late Night Refreshment
 Recorded Music

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES**Sale of Alcohol**

Day(s)	From - To
Friday and Saturday	09:00 - 23:30
Sunday to Thursday	09:00 - 22:30

Performances of Dance (Indoors)

Day(s)	From - To
Friday and Saturday	09:00 - 23:45
Sunday to Thursday	09:00 - 22:45

Indoor Sporting Events (Indoors)

Day(s)	From - To
Friday and Saturday	09:00 - 23:45
Sunday to Thursday	09:00 - 22:45

Live Music (Indoors)


Day(s)	From - To
Friday and Saturday	09:00 - 23:45
Sunday to Thursday	09:00 - 22:45

Late Night Refreshment (Indoors)	
Day(s)	From - To
Friday and Saturday	23:00 - 00:00
Recorded Music (Indoors)	
Day(s)	From - To
Friday and Saturday	09:00 - 23:45
Sunday to Thursday	09:00 - 22:45


THE OPENING HOURS OF THE PREMISES		
DAY(S)	FROM	TO
Friday and Saturday	09:00	00:00
Sunday to Thursday	09:00	23:00


NON STANDARD TIMINGS FOR OPENING HOURS (IF ANY)

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND/OR OFF SUPPLIES
Alcohol is supplied for consumption on the Premises

NAME (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF THE PREMISES LICENCE HOLDER


REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)


NAME, ADDRESS OF THE DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL


PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OR PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR (WHERE THE PREMISES AUTHORISES THE SUPPLY OF ALCOHOL)	
PERSONAL LICENCE NUMBER: LICENSING AUTHORITY:	

ANNEXES**ANNEX 1 – MANDATORY CONDITIONS**

1. No supply of alcohol may be made under the premises licence -
 - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
5. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
 - (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-
 - (a) a holographic mark, or
 - (b) an ultraviolet feature.

6. The responsible person must ensure that—

- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
- (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

7. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

For the purposes of this condition -

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) "permitted price" is the price found by applying the formula - $P = D + (D \times V)$

where -

- (i) P is the permitted price,
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -

- (i) the holder of the premises licence,
- (ii) the designated premises supervisor (if any) in respect of such a licence, or
- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

8. Where the permitted price would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

9. (1) Sub-paragraph (2) applies where the permitted price on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

If the Premises Licence allows Exhibition of Films

1. Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.

2. Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation by that body.

3. Where:

- (a) The film classification body is not specified in the licence, or
- (b) The relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question, admission of children must be restricted in accordance with any recommendation made by that licensing authority.

4. In this section "children" means any person aged under 18; and "film classification body" means the person or persons designated as the authority under Section 4 of the Video Recordings Act 1984 (c39) (authority to determine suitability of video works for classification).

ANNEX 2 – CONDITIONS CONSISTANT WITH THE OPERATING SCHEDULE

General

1. Members of staff will be fully trained under the Licensing Act 2003.
2. CCTV cameras are in place within and outside the premises and such recordings will be retained for five years
3. An incident report book will be kept and there will be a Refusal of Entry Register.
4. Alcohol will be served in the form of bottled beers and wines as part of the provision of food and drink for consumption only on the premise.
5. Monitoring of the activities by staff at various locations within the building as well as monitoring via cameras at reception will ensure that any incidents are quickly dealt with.
6. All customers and their car registration details will be booked in at the reception desk and a barrier system will control entry and exit of customers.
7. If any complaints are received of customers or their cars causing a nuisance then, on the basis that their details are kept at registration, the perpetrators can be identified and steps taken to eradicate the problem, if necessary by banning individuals from entering the premises.
8. Discussions with local police, business and community representatives will ensure that there is full liaison to ensure that any problems such as known troublemakers are speedily contained and dealt with.
9. Numbers of customers will be controlled so that there is adequate staffing to ensure public safety within the venue.
10. Monitoring of the activities by staff at various locations within the building as well as monitoring via cameras at reception will ensure that any incidents are quickly dealt with.
11. Deliveries of goods to the premises will be restricted to between 09.00 and 17.00 hours.
12. 'Keep quiet and respect the neighbours signs' will be posted outside the building.
13. The barrier system at the entrance will be used to ensure that no drinks are taken outside the premises.
14. All staff will be checked through the Criminal Records Bureau to the appropriate standard.
15. 'Proof of Age' checks will be taken to combat underage drinking.
16. There will be sufficient staff at all times to ensure that all activities are fully supervised.

Environmental Services

Noise from amplified and non-amplified music, singing and speech arising from regulated entertainment emanating from inside the premises shall be controlled so as to be inaudible inside any noise-sensitive location in the vicinity of Playworld, Westbourne Road, Huddersfield

To enable the applicant to check whether this condition is being met, suitable monitoring position(s) may be agreed with the Responsible Authority. To comply with the condition, noise from the premises shall not be audible at this point.

Informative Note:

Licensees are advised to carry out a simple "sound check" outside the nearest noise sensitive property by listening to the music etc. coming from regulated entertainment. If the music etc is clearly audible then it is likely that this condition is being breached. Therefore steps should be taken to reduce the volume of the noise.

In case of dispute, the applicant can verify inaudibility by demonstrating

zero increase in the LAeq, 1 min (music playing) over the background LA90 (music off) and zero increase in the L10, T VSL90,T exceedance in each 1/3 octave band between 40Hz and 160Hz.

Clear and conspicuous notices shall be displayed at all entrances, exits requesting patrons to respect the needs of the local residents and to leave the premises and area quietly. All staff shall be trained in ensuring the quiet dispersal of patrons.

All external doors to the premises (including fire doors and patio doors) shall be kept closed (other than for normal access and egress) during the course of regulated entertainment.

ANNEX 3 – CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY

CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY - LICENSING PANEL ON 26 June 2014

1 Members resolved to grant the licence and the hours requested by the applicant were also amended and these are shown on the licence.

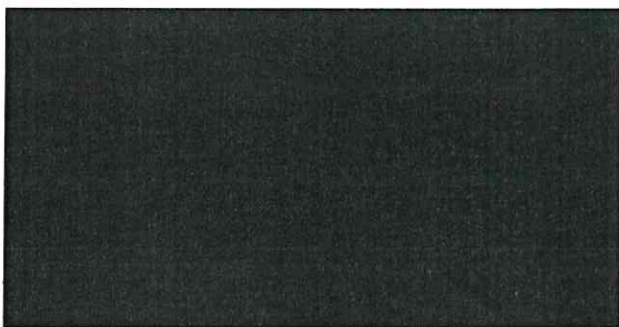
2 The upstairs windows to be kept closed at all times the premises is open to the public.

ANNEX 4 – PLANS OF PREMISE

As outlined in the operating schedule and attached plan

Date Granted: 26 June 2014

Date Commences/Varied: 26 March 2021



PREMISES LICENCE SUMMARY

Licensing Act 2003

PR(A)1490**THIS LICENCE IS ISSUED BY**

LICENSING
 Flint Street Depot
 Flint Street
 Fartown
 Huddersfield
 HD1 6LG

Tel: 01484 456868
 Email: licensing@kirklees.gov.uk

POSTAL ADDRESS OF PREMISES

Playworld Huddersfield
 Westbourne Road
 Marsh
 Huddersfield
 HD1 4LF

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

Sale of Alcohol
 Performances of Dance
 Indoor Sporting Events
 Live Music
 Late Night Refreshment
 Recorded Music

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES**Sale of Alcohol**

Day(s)	From - To
Friday and Saturday	09:00 - 23:30
Sunday to Thursday	09:00 - 22:30

Performances of Dance (Indoors)

Day(s)	From - To
Friday and Saturday	09:00 - 23:45
Sunday to Thursday	09:00 - 22:45

Indoor Sporting Events (Indoors)

Day(s)	From - To
Friday and Saturday	09:00 - 23:45
Sunday to Thursday	09:00 - 22:45

Live Music (Indoors)

Day(s)	From - To
Friday and Saturday	09:00 - 23:45
Sunday to Thursday	09:00 - 22:45

Objection 1

Appendix B

-----Original Message-----

From: [REDACTED]

Sent: 05 July 2022 17:02

To: Rox Javaid <Rox.Javaid@kirklees.gov.uk>

Subject: License variation application Playworld LAFVAR/13722/22

I am writing to voice a strong objection to Playworld's application for an extension of their alcohol and music licence. If granted this would mean a gross public nuisance to house dwellers in the immediate vicinity.

Late night noise of voices, music, lights and door -slamming would disturb a quiet residential community.

Side roads near the venue already full of parked cars would also cause parking problems and safety. Although there are some spaces by the venue, several are for the customers of 'The Croppers', a pub adjacent to Playworld.

I would also question the all day sale of alcohol when Playworld caters for young children.

I am quite happy for things to remain as they are. Playworld offers a pleasant experience for young children and parents obviously think so too.

I hope these points will be carefully considered and the application to be refused.

[REDACTED]

[REDACTED]

Objection 2

From: [REDACTED]
Sent: 03 July 2022 22:42
To: Cllr Mohan Sokhal >Mohan.Sokhal@kirklees.gov.uk<
Subject: Playworld Licence variation LAFVAR/13722/22 (Objection)

[REDACTED] and I'm writing to object to the above proposed licence variation. I didn't see a mechanism to object on the application itself (<https://licensing.kirklees.gov.uk/online-applications/licencingApplicationDetails.do?activeTab=summary&keyVal=RDF4STIW01400>). In its current form, I think Playworld provides a good service as a children's venue [REDACTED]. We live very close by, and we can currently hear music from the venue some evenings -- not only outside, but also inside our house (the bass will even come through closed windows!). I understand that to be a breach of their current licence conditions.

I would therefore like to object to the application to extend hours for opening, serving alcohol and playing music at Playworld, as this has the potential to disturb rest and sleep for our family [REDACTED] and others in this residential neighbourhood. For the same reasons, I also object strongly to any plans to play music and serve food or drink outside the venue. This will cause an unacceptable level of noise pollution during the day and in the evenings in the middle of a residential area.

We notice that Playworld has constructed a new, large, area of seating outside already. Are they allowed to do that?

I look forward to hearing from you (details below).

Best wishes,

[REDACTED]

Objection 3

-----Original Message-----

From: [REDACTED]
Sent: 10 July 2022 19:23
To: Rox Javaid <Rox.Javaid@kirklees.gov.uk>; [REDACTED]@parliament.uk
Subject: Lavfar 13722 22 playworld huddersfield

Hi all, [REDACTED]. I would like to object to the proposed planning as it will affect road safety and [REDACTED] to cross the road safely. I also object to the noise and anti social behaviour that will impact the area. We also have a wildlife corridor behind the houses on Cleveland rd, we have a colony of bats and swifts that would be impacted. I also suspect current planning regulations are ignored at this business and see no reason why they would not breach any extension given at the expense of residents. Could I also say I have only heard about this development through word of mouth and wonder if residents have any idea what's going on.

Objection 4

From: [REDACTED]
Sent: 08 July 2022 21:06
To: Rox Javaid <Rox.Javaid@kirklees.gov.uk>
Subject: Re: Playworld Variation of Premises Licence

Hi Rox,

I am objecting on
public nuisance grounds due to music outside late in the evening and alcohol being served
when there is already public house very close
Crime and disorder - higher risk of public safety with alcohol served late
Public safety - with alcohol being served late there is a higher risk of public safety with
drunken people
Thanks

Objection 5

From: [REDACTED]

Sent: 05 July 2022 10:50

To: Rox Javaid <Rox.Javaid@kirklees.gov.uk>

Subject: Playworld submission to extend liquor and music licence. Objection to LAFVAR/13722/22.

I object strongly to the above on grounds of prevention of public nuisance, prevention of disorder, noise and disturbance. High density residential area with many adjacent houses. EVERY DAY OF THE YEAR from 9 a.m. to 11.45 p.m. plus until 1 a.m. on 6 days yearly: excessive for a children's Playworld. [REDACTED]

Objection 6

From: [REDACTED]
Sent: 10 July 2022 14:21
To: Rox Javaid <Rox.Javaid@kirklees.gov.uk>
Subject: RE: Playworld

Rox,

Please find my objection the licencing application for Playworld in Marsh below. I have also attached this as a Word document.

Best regards,

[REDACTED]

With regards to the application (LAFVAR/13722/22) for increased licencing hours for Playworld at [REDACTED] I would like to object to this application for the following reasons.

Crime and Disorder:

The Home Office amongst many, report that there is a negative relationship between having longer drinking hours and crime and order in an area. Marsh is number 3 on the list of the highest crime areas locally already, over double areas less than a mile away (<https://www.ilivehere.co.uk/crime-statistics-kirklees-marsh.html>) and the passing of this application would potentially increase the number and seriousness of these crimes.

Public nuisance:

By allowing an increase in drinking hours to almost midnight particularly outside, there will be a substantial increase in the amount of noise produced in the area by:

- Allowing the playing of music outdoors.
- The increase in traffic to the area.
- The increase in the numbers of people in the area.

This will affect a substantial number of households who make up 3 sides of the area of Playworld and the local community, particularly with regards to the additional numbers of cars trying to park on what are already very crowded narrow residential roads with a high proportion of terraced housing with no off-street parking themselves.

Protection of children:

There are increasingly younger families moving into the area and the increase of traffic and parking issues could significantly increase the chances of a child suffering a serious injury or even death due to the increase in traffic.

Playworld as its name suggests is a primarily a children's play area, the ready availability of alcohol at a children's venue is so counter intuitive that quite frankly it beggars belief. This is sending out all of the wrong signals to our youngest and most impressionable citizens.

Public safety:

It is well known that alcohol not only affects people's judgement but also increases the risk of them having accidents or being the cause of them. It may well be illegal to drive under the influence of alcohol, but recent experience has shown that after flattening out there has been an increase in reported accidents of people driving whilst under the influence of alcohol.

Use of alcohol suppresses people's inhibitions and the increased number of people in the area can only lead to increased numbers of incidents where public safety is put at risk.

Although not part of the above I have noted that prior to the agreement of any new licencing hours being permitted, that the applicant has rather put the cart before the horse and has already installed new fencing and laid out an outside area

Objection 7

-----Original Message-----

From: [REDACTED]
Sent: 05 July 2022 07:03
To: Cllr Carole Pattison <Carole.Pattison@kirklees.gov.uk>
Subject: Licensing application from Playworld

As a resident of marsh opposite play world I was wondering if you could help the residents in their plea to help us raise our objections to the licensing application that they have submitted . They have applied for an indoor/outdoor application for liquor and entertainment from 9am to 11.45pm seven nights a week, this is within a heavily populated residential area and the consequences would be immense. There already is a big problem with car parking as most of the streets adjacent are rammed when play world is open with residents sometimes not able to get their cars in their drives.

The noise would be absolutely unacceptable, when they have late nights at the moment they already contravene their existing rules that were put in place (all windows and doors to remain shut) I was at the original meetings and this was stipulated in their granting of the existing license, this certainly doesn't happen. The residents most of which are families would be subjected to such disruption and would greatly impact on them, not to mention their mental health and that of their children through lack of sleep etc and adults having to get up for work.

I would like to see the Labour Party object to this application and I do know that they supported the last application which was appalling
Yours [REDACTED]

Objection 8

From: [REDACTED]
Sent: 09 July 2022 11:44
To: Licensing <Licensing@kirklees.gov.uk>
Subject: Proposed Licence Variation at Playworld, Marsh

I wish to register my strong objection to the proposed licensing variation LAVFAR/13722/22 submitted by Playworld in Marsh. a variation on the original licence LAVDPS/08627/21

Playworld is situated close to a large number of residential properties and noise from Playworld during existing opening hours already disturbs local people. Any extension to its permitted hours of serving alcohol and playing live or recorded music until late at night would therefore inevitably cause considerable PUBLIC NUISANCE to hundreds of local residents, result in an increased risk of DISORDER and possibly also CRIME and do considerable HARM to CHILDREN by disrupting their sleep.

For the sake of our local community I urge you to reject this variation.

[REDACTED]

Objection 9

From: [REDACTED]
Sent: 29 June 2022 14:31
To: Licensing <Licensing@kirklees.gov.uk>
Subject: Fwd: LAFVAR/13722/22 PLAYWORLD

Hi

As a local resident I wish to raise my objection to this application. Playworld is surrounded on 3 sides by densely populated residential streets and I object to any extension to the alcohol licensing hours and the application to play live/recorded music outdoors. The proposal would cause a significant degree of noise pollution and nuisance to residents.

I maintain that the current level of permissions is more than enough within a residential area.

Regards

[REDACTED]

Objection 10

Sent: 11 July 2022 20:56

To: Rox Javaid <Rox.Javaid@kirklees.gov.uk>

Subject: Re: Playworld

On 11 Jul 2022, at 20:01

I wish to object to Playworld getting license to alcohol and extension to opening hours inside and outside also the effects of crime and disorder in the area and public safety.

BUT most IMPORTANT the protection of children from harm I totally agree that all the above should not even be considered.

Objection 11

From: [REDACTED]
Sent: 01 July 2022 19:09
To: Rox Javaid <Rox.Javaid@kirklees.gov.uk>
Subject: Objection to Playworld Licence variation LAFVAR/13722/22

Dear Councillor

Objection to Playworld Licence variation LAFVAR/13722/22

I live at [REDACTED], and am writing to object to the above proposed licence variation.

My house is located [REDACTED] to Playworld [REDACTED] and we have [REDACTED]. We can currently hear music from the venue in the evenings (particularly the bass which is audible both in our garden and in the house, even with the windows closed).

I therefore object strongly to the application to extend hours for opening, serving alcohol and playing music at Playworld (to 11.45pm) as this has the potential to disturb rest and sleep for our whole family and others in this residential neighbourhood further.

For the same reasons, I also object strongly to any plans to play music and serve food/drink outside the venue. This will cause an unacceptable level of noise pollution during the day and in the evenings in a residential area.

I enclose my contact details and look forward to hearing from you.

Kind regards

[REDACTED]

Objection 12

From: Cllr Sheikh Ullah <Sheikh.Ullah@kirklees.gov.uk>

Sent: 06 July 2022 19:44

To: Rox Javaid <Rox.Javaid@kirklees.gov.uk>

Cc: Cllr Mohan Sokhal <Mohan.Sokhal@kirklees.gov.uk>; Cllr Carole Pattison <Carole.Pattison@kirklees.gov.uk>

Subject: Playworld Licence variation LAFVAR/13722/22

Good evening Rox,

I would like to raise and highlight my concerns with the licensing variation at Playworld, Marsh.

I do think that the noise will impact neighbouring residents as well as create additional footfall, which will add further constraints to public safety and potential public nuisance.

Many residents have also highlighted their concerns to me, and I wish to support their comments in this matter.

Thank you.

Best wishes

Cllr Sheikh Ullah

Greenhead Ward Councillor

Kirklees Council



@cllrsheikhullah

Objection 13

From: Cllr Mohan Sokhal <Mohan.Sokhal@kirklees.gov.uk>
Sent: 07 July 2022 10:20
To: Rox Javaid <Rox.Javaid@kirklees.gov.uk>; Cllr Carole Pattison <Carole.Pattison@kirklees.gov.uk>; Cllr Sheikh Ullah <Sheikh.Ullah@kirklees.gov.uk>
Subject: RE: Playworld, 140 Westbourne Road, Marsh, Huddersfield

Good morning Rox

I have been contacted by many of my constituents who are concerned regarding the variation of premises licence application for the above Playworld premise. The residents of Syringa street, Imperial road and Cleveland road would be seriously affected by both noise and additional cars by extending outdoor late-night activities.

I would suggest that the outdoor licence hours should be shorter and not go beyond 9 pm on the grounds of public nuisance. Also, there should be no outdoor Live and recorded music at any time.

With regards
Mohan
Labour Group Business Manager
Cllr Mohan Sokhal MBE JP
Labour Councillor Greenhead Ward
[REDACTED]

Objection 14

From: [REDACTED]
Sent: 04 July 2022 16:50
To: Licensing <Licensing@kirklees.gov.uk>
Subject: LAVFAR/13722/22 - Playworld Objection

To Whom It May Concern,

I am writing to object to the above application relating to PLAYWORLD in Marsh. I object to the extension of licensing hours for this premises on the grounds of prevention of public nuisance.

There are a number of residential properties within the vicinity of Playworld which would be subject to increased noise at antisocial hours. It particularly concerns me that there is a licence for live music outside, this would affect a wide range of properties all the way down to Halifax Road.

This building is already causing a nuisance in daytime with antisocial car parking blocking the pavements in the local area and preventing those in wheelchairs and pushchairs from accessing the area and adjacent roads. Further to this, access to civic facilities in the area such as the recycling banks is already very difficult due to Playworld's car park (and spillover into the public area). We have taken to visiting other recycling points as this one is so difficult to access.

Regards,

[REDACTED]

Objection 15

-----Original Message-----

From: [REDACTED]
Sent: 07 July 2022 14:05
To: Rox Javaid <Rox.Javaid@kirklees.gov.uk>
Subject: Re: PLAYWORLD

CAUTION: External email. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good afternoon I am replying to your email.

1.Prevention of crime and disorder. I am objecting to the noise our neighbours have rung up twice in the last week they came round and said that it was far too loud on Tuesday it went on till one o'clock far too late for the families that live around here some with small children.4 Sent from my iPhone
2.Public Safety.We are going to have a problem with parking when the car park is full they will be driving around Marsh trying to park blocking our driveway's.3. Prevention of Public Nuisance We have four off licenses and one pub in Marsh so we don't need any more.They have been throwing glass in the bottle bank missing it so it's all over the floor.It will encourage gangs of lads back again we had this problem years ago it will be back to the drug selling.4.Protection of children from harm.PLAYWORLD is supposed to be for children so we don't need an alcohol licence there parents will be getting drunk instead of looking after there children.Kind Regards [REDACTED]
[REDACTED]

Objection 16

From: [REDACTED]
Sent: 29 June 2022 00:47
To: Licensing <Licensing@kirklees.gov.uk>
Subject: Objection

**Regarding Playworld, Marsh
LAPVAR/13722/22**

As a local resident I would like to register my objections to the sale of alcohol at Playworld and in addition the playing of live and recorded music outside at Playworld. My objections are based upon the fact that Playworld borders a residential area with many families and this change of use will have a major negative impact on the local residential community. First, the changes proposed will significantly alter the venue's use and clientele base. I believe the impact of noise will be untenable for people living nearby as sound carries significantly when played outside. I imagine some anti-social behaviour in the vicinity is more likely (with the long drinking hours proposed and most days) making the area less safe for residents. It will increase traffic along Syringa street and neighbouring streets which are already very busy with traffic and people often driving far too speedily and therefore further increasing the likelihood of accidents. In other words, a big venue offering alcohol throughout the day and night with loud music will have a profound detrimental impact on the local residential neighbourhood.

Finally I believe that a change of use of this nature should be more widely advertised so that the local population can have a fair say in its local environment. I tried to register my comments on the kirkless.gov.uk website - as did others - but it was impossible to do so and I imagine others who have tried will have also failed to do so - like me.

I would be grateful if you would acknowledge receipt of this objection and also clarify the process for recording objections more broadly. I would also be grateful if you would anonymise my objection before it is passed on to any parties as I do not want my personal data to be passed on to anyone.

Thank you.

Best wishes,

[REDACTED]

Objection 17

From: [REDACTED]
Sent: 10 July 2022 11:04
To: Rox Javaid <Rox.Javaid@kirklees.gov.uk>
Subject: LAFVAR/13722/22 Planning application objection

I am writing to express my grave concerns regarding the planning application from Playworld in Marsh, particularly the proposed extension for alcohol provision and live music.

a) I am very concerned about the effect on crime and disorder in this quiet, residential area. I feel that the strange juxtaposition of children's play and alcohol is a worrying one. It is my fear that it will become a magnet for the nefarious actions of local (and not so local) youths. I worry that the same youths may also bring drug-related activity to the area and, even without this, alcohol can exacerbate loutish behaviour. The area already has an existing pub, 'The Croppers Arms' which could be adversely affected by the existence of another outlet for alcohol. I don't believe that the clientele of The Croppers will be attracted to Playworld, but I think the close proximity of a youth-attracting, potentially raucous neighbour may deter the older, quieter Croppers clientele from coming to the pub.

b) I am very concerned about the public safety of local residents. Drunkenness causes violence and often goes hand-in-hand with drug-taking. Smokers will drink outside, coming in contact with local residents. I fear that the noise from live music could lead to a build-up in stress and frustration in local residents, leading to angry arguments and potential physical aggression.

c) The live music and outside drinking will, in all likelihood, cause real mental health issues for residents. I like to be in bed by 10pm, but the music would keep me awake. Sleep deprivation is torturous and is totally unfair for hard-working neighbours of Playworld. This is not what people bought into when they moved to this quiet area. Our quality of life will be adversely affected, and property values will plummet -particularly on Syringa Street.

d) on the most serious of matters, I am incredibly worried about the strange relationship between a business which purports to cater for children being simultaneously an outlet for alcohol. Advertising for alcohol and over-18s entertainment will surely be in full view of children and teenagers. This is not a happy mix. Will the under-18 clientele be attracted to

the wrong activities? Will the over-18s be attracted to children? Will the teenagers be sucked into nefarious activities? These are all very worrying questions.

As you can tell, I have very grave misgivings about the whole venture. I believe that this is totally and utterly the wrong area for this type of business. I know that residents are extremely angry and concerned about this proposed planning application and I urge all those concerned with this decision to put the needs of residents before those of one individual, who seems to have no concern for those who live here.

Yours sincerely,

[REDACTED]

[REDACTED]

Objection 18

-----Original Message-----

From: [REDACTED]
Sent: 10 July 2022 09:58
To: Rox Javaid <Rox.Javaid@kirklees.gov.uk>
Subject: Objection to increased licensing at Playworld

I wish to inform you of my objections to the change of licensing at Playworld under the following headings. LAFVAR/13722/22

Crime and Disorder: There are many published reports (including the Home Office), that show a correlation between longer drinking hours and crime and disorder. This includes drugs and criminal damage. I am not aware of other venues in this area where alcohol is served so late in the evening and it would attract people that have the sole intention of drinking till late. This may cause security issues at Playworld as there is easy pedestrian access at many points.

Pubic nuisance: I feel that there will be an increase of noise by allowing longer drinking times, particularly outside. This is the wrong area to have outside music, particularly till late at night. Noise travels a long way and much of Marsh and Edgerton would be affected. Playworld is surrounded on 3 sides by housing.

There would be problems with parking on the days that the whole parking area is being used for open air music and drinking. The streets around Playworld are mainly terraces with parking on both sides of the road already. There would be increased noise late at night as people got back to their cars, or increased traffic from taxis.

There is an assumed public right of way that leads from Syringa street to New Hey Road that has been used for over 30 years. When the whole of the parking area is used by Playworld this maybe difficult to access or local people may feel intimidated using it.

Protection of children: The parking issues make it even more difficult for children to cross roads in the area.

Increased availability of alcohol at what is at the moment a children's play gym is not necessary and may put children at risk. Alcohol plays a significant role in violence.

Public safety: This could be at risk by increased alcohol consumption, increased traffic and parking issues.

[REDACTED]

Objection 19

From: [REDACTED]
Sent: 10 July 2022 13:30
To: Licensing <Licensing@kirklees.gov.uk>
Subject: Application No.: LAFVAR/13722/22

Dear sirs,

I am writing to strongly object to the above full variation licence application at Playworld, Marsh based on the following concerns and observations.

I am a resident on the neighbouring Imperial Road, the location of Playworld located within a residential area. The properties around this area are close to Westbourne Road and Marsh for the noise to carry, however most noise is passing noise and therefore does not cause a nuisance. The close proximity of Playworld to the neighbouring residential streets will inevitably create a constant noise nuisance to these residents.

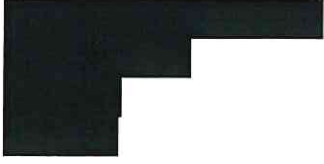
As Playworld's website clearly states they are 'One of Yorkshire's BIGGEST indoor play centres, giving you all the space you need for hours of family fun, whatever the weather' If this is the purpose of the business why do they need to expand their business to outside the premises and to serve alcohol and play loud music outdoors late at night, surely serving alcohol and playing live/loud music outdoors late at night changes the purpose of the premises from the 'family' orientated venue it is currently purposed as? If these are the intentions for the property then the potential risks are considerably different to those of an indoor play centre. This is not the location for a late night drinking and music venue.

My opinion is that generally any activity involving increased numbers of people, vehicles, the playing of live or recorded music outside along with people gathering outdoors and drinking will have an intrusive effect on the residents living nearby especially if the intention is to hold such gatherings 7 days a week until 11.45pm when most residents are in bed and trying to sleep.

As I walk past Playworld most days, I have already observed customers drinking in the newly created outdoor space, which includes branding; that suggests the outdoor late night drinking licence is going ahead. I reiterate that myself and several of my neighbours disapprove of promoting drinking and late night events in a residential area. We should not be promoting drinking culture which increases the risk of antisocial behaviours. Kirklees Council should be promoting and creating communal green areas for everyone to enjoy, specifically children and families, not late night drinking.

I would be grateful if you would confirm receipt and advise me of the outcome.

Kind regards,

A large black rectangular redaction box covering the signature area.

7th July 2022

Kirklees Council Licensing
Flint Street
Fartown
HDI @ K G

Ref application LA FAR/13722/22

Dear Sir / Madam

As a resident of Imperial Road I would like to raise the following objections to the increase in licensing hours and deviation from the original planning granted in 2013 to Playworld in Marsh.

1. Public Nuisance

The present license allows alcohol to be consumed from 9am - 10.45pm Sunday - Thursday and from 9am - 11.45pm Friday and Saturday. What would be the purpose of extending the time from Sunday - Thursday by one hour?

The present licensing hours have not caused issues in the neighbourhood to date. However if hours are extended and alcohol consumption is outside, with music + dance until 11.45pm (1am on 6 occasions) noise will be heard throughout the neighbourhood. Lights will surely be put up with little regard for housing that looks directly onto the proposed area, particularly those homes in

Mint Street, Westbourne Road, Cleveland Road, Syringa Street and Imperial Road.

Cars and taxis will also cause noise and pollution as they leave the premises.

Parking at times has become an issue particularly around Syringa Street and Imperial Road at weekends.

Even when the Playworld carpark is not full it would seem some visitors prefer to park on the street sometimes without too much care or thought for residents.

If meals are to be offered in the evening, particularly a barbecue then the smells and smoke will emanate through the neighbourhood resulting in people having to close their windows. The smoke in particular will cause stress to those with breathing problems like asthma.

2. Prevention of Crime and Disorder.

Extended drinking hours can obviously result in too much alcohol being consumed leading to unsociable and loud behaviour. Late in the evening the customer numbers may rise when the local pubs close thus raising the noise level.

3. Protection of children from harm.

What is the envisaged use of the extended hours? Will children be allowed to stay with adults after their sessions in Playworld or is the extended time for adults only?

The present licensable activities also include music (live or recorded) and dance which clearly states they are to be carried out INDOORS only, with the upstairs windows closed to help prevent noise spreading in the neighbourhood.

The supply of alcohol is for consumption ON the premises only.

The present license holder has already made plans to embrace the licensable activities by extending the premises to the outside and flattening the land at the side of Playworld.

This land has then been fenced off, astroturf laid, a large cabin put across the top and bench seating added. When a previous owner applied for a play and toilet extension, an architect's map/plan of the area outlined Playworld with a red line to include the building and car park but NOT this section of land at the side of the building.

For the good of the neighbourhood I hope this application is given very serious consideration, a granting it would upset the neighbourhood.

Yours faithfully.

Objection 21

Comments summary

Dear Sir/Madam,

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 29/06/2022 12:45 PM from [REDACTED].

Application Summary

Address:	Playworld Westbourne Road Marsh Huddersfield HD1 4LF
Proposal:	Full Variation
Case Officer:	Mrs Rox Javaid

[Click for further information](#)

Customer Details

Name: [REDACTED]

Email: [REDACTED]

Address: [REDACTED]

Comments Details

Commenter Type: Member of the Public

Stance: Customer objects to the Licensing Application

Reasons for comment:

- Against Licensing Objectives
- Noise Issues
- Parking Issues
- Timings

Comments: 29/06/2022 12:45 PM Objections to alcohol serving til 11.45pm and objection to music indoor/outdoor as houses all around

Kind regards

Objection 22

From: [REDACTED]
Sent: 08 July 2022 11:11
To: Rox Javaid <Rox.Javaid@kirklees.gov.uk>
Subject: Re: Playworld Variation

Hi Rox

I have 2 areas of concern

1. Public Nuisance

This could be caused by music playing, which, even if the place is well insulated will still be heard as people are arriving and leaving.

There will be the noise of people coming and going, on foot and in cars, and going outside, presumably into the car park to smoke and talk.

The facilities has kitchens which could cause noise and smells over a longer period than they are able to at the moment.

I believe this will affect the properties on Syringa Street, Westbourne Road, Mint Street and the top of Imperial Road and those paying to stay at the Croppers.

2. Crime and Disorder

Having a later licence for alcohol will increase drunkenness and underage drinking, as well as drug taking and antisocial behaviour. There have been problems in the past of youngsters gathering late at night in the car park creating noise, shouting and showing off their cars.

And they are likely to stay after the premises has shut as it is an open car park, I believe this will affect not only the immediate residents but a wider area if cars are coming and going late at night.

Regards

[REDACTED]

Objection 23

From: [REDACTED]
Sent: 08 July 2022 17:44
To: Rox Javaid <Rox.Javaid@kirklees.gov.uk>
Subject: Fwd: PLAYWORLD, Marsh

To Rox at Licencing, Kirklees Council.

Hello Rox

I should like to add my objection to any change in licencing at PLAYWORLD Children's gym in Marsh. I thought that Planning only allowed the Gym to be open until 9pm
I'm disappointed to hear of the increase of licencing hours
can't get my head around it why would you want a license from 9am till 11 45 pm in a children's play gym
When the car park is full we get the over spill along Syringa st
We are up to go to work some morning at 5 10 am

I live on Syringa Street and I was kept awake by noise & disturbance after 11pm last Saturday night (2/7/22)& there is an area outside the building with Astroturf & seating that is being used as well regularly that will make the noise disturbance worse.

I think PLAYWORLD are breaking a lot of rules & disturbing the peace in Marsh.
Please can you help.

Thank you
Yours

[REDACTED]

Objection 24

-----Original Message-----

From: [REDACTED]
Sent: 08 July 2022 21:07
To: Rox Javaid <Rox.Javaid@kirklees.gov.uk>
Subject: LAFVAR/13722/22 PLAYWORLD

Hi Rox,

LAFVAR/13722/22 PLAYWORLD

I would like to object the Playworld's application for the extending of alcohol licensing hours; I object to application to play music outdoors due to the following reasons:

1. Prevention of crime/disorder
2. Public safety
3. Prevention of public nuisance
4. Protect children from harm

This is a residential area, if the application had gone through, many children would be disturbed by the noise from the playworld, which aren't good for their mental health and also for many families that live around in this area.

Many thanks for your support.

■

Objection 25

From: [REDACTED]
Sent: 28 June 2022 16:04
To: Licensing <Licensing@kirklees.gov.uk>
Subject: licence application lafvar/13722/22

I wish to object to the above application for playworld Marsh, music outdoors would be a problem late at night disturbing us, also the late night drinking will attract drunken people making a nuisance, also parking could be a problem if the car park is full they would spill out onto the street, and a lot of children and young students live around here

yours sincerely [REDACTED]

Objection 26

Huddersfield, 02 July 2022

TO:

Kirklees Council Licencing Department
Flint Street, Fartown, HD1 6GL

To whom it may concern

I would like to make a comment against two licencing applications (numbers LAFVAR/13722/22, an extension to play music and serve alcohol), a notification of which I received from my neighbour, 30th July. The applications concern the supply of alcohol and refreshments and the playing music until the late-night hours.

I object to the application based on the following concerns:

- The Playworld owner states that there will be a family playground for children with access to refreshments, meanwhile the licensing applications indicate a place where will be served alcohol and play music until late night hours – what more suggest for a pub.
The location is extremely close to our back yard of residential housing area; therefore, the premises hours opening with serving alcohol and risk of increasing already existing street noise and smells from the nearest existing takeaway businesses are our strong concerns which we want to state against.
- Business permission with the principal business hours opening until late at night (to 11.45 pm) is not welcoming for the residents. Most houses have bedrooms facing the backyard and the quieter side of the street which is facing the Playworld business. Where alcohol is served, the possibility for inappropriate behaviour is increased.
- Usually, late-night hours drinking and playing music permission have a very negative impact on the lives of residents, both in terms of sleeping conditions due to music and drunk people leaving the site and the potential cost of constantly cleaning up rubbish.
- Also, any activity involving increased people, vehicles, music and alcohol after 11:30 am is not appropriate for a residential area and increases the possibility of becoming a public nuisance and greatly increases the risk of criminal and disorderly behaviour. We believe that allowing the sale of alcohol and similar activities so late at night will lead to noise and antisocial behaviour on our local street at a time when the most respected residents are in bed trying to sleep.

Playworld has applied for an extension to their licence hours (...). Application no: LAFVAR/13722/22.

They are requesting a licence to serve alcohol from 9 am to 11.45 pm on several days a week, and until 1 pm on six days a year. They are also requesting a licence to play music indoors/outdoors, until 11.45 pm – seven days a week.

Thank you in advance for your time and consideration. I strongly believe that our authorities will make their decision taking into account all opinions.

Objection 27

From: [REDACTED]

Sent: 10 July 2022 22:44

To: Rox Javaid <Rox.Javaid@kirklees.gov.uk>

Subject: Playworld licensing application LAFVAR/13722/22

Dear Ms,

This may be a foregone conclusion as I note outdoor seating and Peroni windbrakes and parasols are in place outdoors, nevertheless I wish to record the application to variance at Playworld. The sale of alcohol from 9 a.m. is surprising and the current permissions are more than enough. This is a residential area and some houses are directly onto the outdoor play area. Playing music outside will inevitably cause disturbance to them. If music is meant to be played indoors this would need to be strictly monitored as, in reality, the door to the outer play area is very likely to be open much of the time. I would also query the application for 6 days use of the whole car park. Will there be music in the area? Will there be access through the car park? (as this has been a right of way for many years). I believe this would, in any case, be extremely noisy and disruptive.

Many thanks for your attention.

[REDACTED]

Objection 28

From: [REDACTED]
Sent: 11 July 2022 09:36
To: Rox Javaid <Rox.Javaid@kirklees.gov.uk>; Licensing <Licensing@kirklees.gov.uk>; Chris Cockroft <Chris.Cockroft@kirklees.gov.uk>
Subject: Objection to LAFVAR/13722/22

Dear Team

I wish to object to the current licencing application being made by Playworld on the 13th June.

I am a resident of Cleveland Road and so live close to the venue.

My concerns are organised by the information from neighbours that the recent development of an outdoor fenced area with a portakabin/ shed, play equipment and inflatables is not something that has the appropriate permissions and suggests that the owners are not giving sure consideration to the impact of their buisness by following the process for getting such persmissions . this does not give me confidence that their buisness and any future developments will be managed well. People are already drinking outside as seen on the attached picture.

The Playword Business seems sucessful and a children's play business is something to be commended. I object the licence extension on the following ground. I have aimed to connect my objection to the criterias

The prevention of crime and disorder

This is a residential area and generally peaceful and a pleasant place to live although we do have some petty crime (often overnight) which seems to be from passers by.

A large premises seeking to attract an adult audience with live and recorded music to 11.45 seven days per week is likely to result in more people in the area having drunk alcohol an increase in crime and disorder in the nearby streets. I have seen several arguements in the Playworld car park during the day where adults attending with children are aquabbling over things. I would have reported anything that was a direct risk to children but it was enough to feel it was unpleasant for the children and extended the capacity for adults to be drinking on the premises will only increase this. people leaving the venue having had a good bit to drink are likely to bring increased disorder and crime to the vicinity.

Public safety

Increasing the licence coverage to include late night drinking and outdoor music it will affect the local environment and having more people around late at night, having had a few drinks will decrease the safety of the local streets.

The prevention of public nuisance

The car park is often full as it is and attracting more people to the venue would create a further nuisance by parking on residential streets nearby which are already near full. This would likely lead to incresesed tesnions and disorder. The noise of any outdoor music would create a major local nusance and have a significant impact on the local neighbourhood on potentially a daily basis.

The extension of the licence to included recorded music outside would create noise that would disturb the currently quiet residential vicinity and create a nuisance and upset for local residents.

The protection of children from harm

I am concerned about more people coming and feel that the venue has a mask of being for children when it seems that the owners's are seeking to develop and capitalise on the alcohol and music scene. This concerns me in terms of the safeguarding of children as the boundaries between their needs and enterertainment of adults become blurred.

The construction of the outdoor space is very poorly executed with flooring rolled out over the wasteland. The plastic grass and gravel is a poor facility for playing children, and the provision for children seems an afterthought - added large inflatables.

I could not see any sign of safety provision for the inflatables - eg. signage, tethers, first aid post.

Objection 29

From: [REDACTED]

Sent: 05 July 2022 19:48

To: Rox Javaid <Rox.Javaid@kirklees.gov.uk>

Subject: Playworld Marsh

Dear Ms Javaid,

I do not usually complain but I totally oppose the application of Playworld to extend their liquor and music licence from 9am to 11-30 pm, 7 days a week, with 6 days in the year until 1-30am, in a well established residential area .There are many houses in very close proximity , some even abutting this venue and in my view if the application was granted it would certainly cause a public nuisance .

I do not understand why a children's facility requires either of these licences extending , especially the hours they want to be open.

Also have they applied for permission to set up many tables in an area outside , with what seems to be a bar/ food counter ? Music outside played in those hours would certainly constitute a nuisance to a large part of Marsh.

I have not seen any planning details on trees or lamp posts anywhere in the area, one very small notice only is on the ramp leading to the actual venue.

Parking is already a problem in the area and this would very much increase with increased noise at late hours.

The adjacent pub, The Croppers Arms will be very much affected and I believe they actually had no knowledge of the plans until today, July 5th.

I hope something can be done,

Yours Sincerely

[REDACTED]

Objection 30

From: [REDACTED]
Sent: 04 July 2022 14:37
To: Licensing <Licensing@kirklees.gov.uk>
Subject: Ref LAFVAR/13722/22 - Playworld Objection

Good Afternoon

I am writing in regards to application reference LAFVAR/13722/22 for Playworld Westbourne road Marsh HD1 4LF.

I find it absolutely Ludacris that such an application is even being looked at in such a residential area, the property as it is should remain a playgym for children which closes at 7pm on an evening and holds a once a month adults party until usually around 10.30pm (which I am unsure if this is even within the current licensing rules)

This once a month adults skate night is bad enough but as it is once a month it is tolerated by the local residents although I have known some to go to the property and ask for the music to be turned down as it is always at such a high volume.

I cannot even imagine what upset and nuisance it would cause for the local residents if this application is to be passed.

Requesting to open until 11.45pm on an evening 7 days a week for a childs playgym is ridiculous, as I understand they are wanting to turn into an events property to hold party's and weddings etc. in such a build up residential area is complete disregard to the locals.

[REDACTED], the disruption this would cause would be horrendous.

Saturday just gone the 2nd July the playgym did infact hold a party (I do believe this should not have been aloud) the party had loud music petruding into my property which included live music and also if I opened the window at the back it was like being in a beer garden.

This party and the noise went on until just before 1am in the morning with staff throwing bottles in the bin which is [REDACTED], cars revving up and down the street and glasses being smashed on the road which are still actually there yet to be cleaned up.

All of this is in no way shape or form appropriate for a childs playgym.

When we looked into the property [REDACTED] I would have never purchased it if this was going to be the case, over the last 8years we haven't had many issues to complain about but this unfortunately is now not the case.

The local pub we have never had any issues with so I cannot fathom how a children's playgym is causing issues, I do believe they are in the wrong area if they are wanting a party/events property and I feel it is extremely unfair on the local residence myself included.

Kind regards

[REDACTED]

Objection 31

From: [REDACTED]
Sent: 04 July 2022 15:29
To: Rox Javaid <Rox.Javaid@kirklees.gov.uk>
Subject: Playworld license objection LAFVAR/13722/22

Good afternoon,

I would like to raise my concerns about the proposed extension to the music and liquor license at the above property.

This is in the midst of a residential area, as a local [REDACTED] I am concerned about an increase in noise and the potential for anti social behaviour on my doorstep.

The outside of this business is already often unkempt with litter and badly parked cars (not using the car park) which prevent me using the pavement with my pram. I fear an extension of the current licence agreement will only exacerbate this further.

I feel the current licensing agreements are more than adequate.

Many thanks,
[REDACTED]

Objection 32

From: [REDACTED]
Sent: 03 July 2022 14:42
To: Licensing <Licensing@kirklees.gov.uk>; Cllr Carole Pattison <Carole.Pattison@kirklees.gov.uk>; Cllr Mohan Sokhal <Mohan.Sokhal@kirklees.gov.uk>; Cllr Sheikh Ullah <Sheikh.Ullah@kirklees.gov.uk>; Cllr Nigel Patrick <nigel.patrick@kirklees.gov.uk>; Cllr Shabir Pandor <Shabir.Pandor@kirklees.gov.uk>
Subject: Reference: LAFVAR/13722/22 Playworld Huddersfield Ltd, Rear of 140 Westbourne Road, Marsh, Huddersfield HD1 4LF Application for variation of premises licence
Importance: High

Dear Councillors

We would like to formally object to this application.

[REDACTED]
Since Playworld commenced their current commercial activities in 2014 we have been disturbed by noise nuisance from their in-house sound system.

We have reported some of these noise incidents to the relevant Kirklees department - Environmental Health Officers and had dialogue and visits from said officers. These occurrences have happened whilst Playworld have their current licence agreement and operating hours.

Playworld consistently claim to be operating their sound system within the designated/ recommended noise levels set by Environmental Health Officers. As we can hear, and be disturbed by, their noise on a regular basis it suggests that they are choosing to operate their sound levels at their preferred volume.

As they appear to be in breach of their current licence parameters, it is our opinion that extending their operating hours, allowing outdoor music, live music and extended hours for the sale of alcohol will exacerbate the existing noise nuisance in a residential area.

Yours sincerely

[REDACTED]

Objection 33

From: [REDACTED]
Sent: 04 July 2022 17:21
To: Rox Javaid <Rox.Javaid@kirklees.gov.uk>
Subject: Playworld LAFVAR/13722/22

Dear Rox,

I object to the Playworld LAFVAR/13722/22 licence variation for the following reasons:

1 Noise and Disturbance causing Public Nuisance

There are conditions attached to both current and proposed licencing applications which read as follows:

'Noise from amplified and non-amplified music, singing and speech arising from regulated entertainment emanating from inside the premises shall be controlled so as to be inaudible inside any noise-sensitive location in the vicinity of Playworld, Westbourne Road, Huddersfield.'

Whilst I acknowledge that the application site is located within an urban area, and adjacent to a historic Public House 'The Croppers Arms', it should be noted that this historic use currently operates only during the following hours:

Monday - 12:00 - 21:00
Tuesday - 12:00 - 23:00
Wednesday - 12:00 - 22:00
Thursday - 12:00 - 22:00
Friday - 12:00 - 23:00
Saturday - 11:00 - 23:00
Sunday - 11:00 - 21:00

The application site lies in close proximity with a number of dwellings.

Given the above, I consider that it is not reasonable that alcohol can be served and music played outside of the current opening hours without significant likelihood of causing a statutory noise nuisance, in conflict with the objectives set out in the Licencing Act 2003. The current application also refers to outdoor use as well as indoor use, and I consider that this heightens the likelihood of causing a statutory noise nuisance.

2 The Prevention of Crime and Disorder

The lengthening of the hours during which alcohol is served and the consumption of alcohol outdoors is likely to bring Playworld customers into conflict with the residents of the nearby dwellings, potentially causing an increase in crime and disorder. Also, were alcohol to be consumed outside the Playworld building, both to the side of the building and in the car park area, it would be more difficult for Playworld staff to control customer behaviour across this wider area. This in turn could lead to public disorder, both on site and off site.

3 The Protection of Children from Harm

Neighbouring dwellings house a good many children, whose sleep is likely to be disturbed and harmed by noise from Playworld.

Please let me know if you need more information.

Kind regards,

A large black rectangular redaction box covering the signature area.

Objection 34

From: [REDACTED]

Sent: 28 June 2022 20:17

To: Licensing <Licensing@kirklees.gov.uk>

Subject: Re application no: LAFVAR/13722/22

I wish to register my objection to this application. The proposal for a license to sell alcohol until 11.45pm (seven days a week), and until 1pm (on six days a year) would cause inconvenience and distress to the residents of this residential area. Further (if I read the application correctly) the application for a recorded music license inside and OUTSIDE, is totally inappropriate for premises in such close proximity to residential housing.

I note, in the proposal, that the applicant proposes that notices be erected within the premises, asking customers leaving the premises to be aware of how any noise they might cause (at 1 am in the morning !) might distress local residents – thus confirming that the proposal would distress local residents.

What is the nature of the proposed business, for which an alcohol license until 11.45pm is required ? This is not stated in the application.

[REDACTED]

Objection 35

From: [REDACTED]
Sent: 04 July 2022 15:11
To: Licensing <Licensing@kirklees.gov.uk>
Subject: change to licensing - Playworld Objection

[REDACTED]

[REDACTED]

[REDACTED]

application number lafvar/13722/22 (playworld)

i write in opposition to the above application, [REDACTED]
[REDACTED]

[REDACTED]

[REDACTED]

from the noise, music and customers using the outside space and also the loss of privacy and light pollution from the out door lighting.

as this is a residential area if feel the proposed opening times seven days a week is to much and this will have a negative impact on the

way i'am able to use my property as i would be unable to have any windows open due to the noise from the outside area

the property already suffers from noise from the next door takeaways until 11.pm to extend this with the proposed oping times from playworld would be intolerable i feel that any muscis should be limited to the inside of the premises and a restriction put upon the outside area.

on saturday the 2nd of july the music coming from the interior of the building was very loud this could be heard in my front above the

tv they was also noise from the outside space until 12.30am with items being loaded into a van also outside lights were on until 12.58am resulting in the bedroom being illuminated causing disturbed sleep.

i feel that if the outside area was to be used until the proposed times this would be a daily occurrence i hope you will take the above

into account when deciding this application

Objection 36

-----Original Message-----

From: [REDACTED]

Sent: 05 July 2022 15:54

To: Rox Javaid <Rox.Javaid@kirklees.gov.uk>

Subject: Play world

LAFVAR/13722/22

I live on Cleveland Road and I cannot believe Playworld's new application.

It's fine as it is currently : an indoor venue , with its current set-up and noise level ... But this is unbelievable on such a site : noise , nuisance , traffic , litter , broken bottles , food to attract rats , danger to pedestrians at night ... The noise will be unbelievable ...every day of the year , till midnight and beyond . If this goes through , it will be hell on earth for Syringa Street and surrounding streets .

[REDACTED] CLEVELAND Road and I can hear all the sounds from the park . Sound really carries in this neighbourhood .

Years ago the Croppers had a small group playing outside once or twice a year : no problem , short duration , pleasant music . But I could hear it very clearly .

So , imagine if this application is approved ... This will be a totally different scale of nuisance ...I can't believe how selfish and inconsiderate the applicants must be .

I wish to register the strongest of objections .

Thank you ,

[REDACTED]

Objection 37

From: [REDACTED]

Sent: 08 July 2022 10:48

To: Rox Javaid <Rox.Javaid@kirklees.gov.uk>

Subject: Objections to changes to licensing of Playworld, Marsh

We are residents at [REDACTED] Cleveland Rd Marsh.

We object to the proposed changes in respect of uses and licensing of Playworld.

1. The changes will lead to a nuisance to local residents. Noise levels will increase due to outside activity. We oppose the extension of hours till a later hour again due to nuisance from noise.

2. The increased traffic and parking present as a hazard to street users and to children in particular. Already the car park is subject to heavy use. Inevitably the overspill will be towards parking on Syringa St, Imperial Rd and Cleveland Rd.

There is potential for risks to pedestrians.

[REDACTED]

Objection 38

From: [REDACTED]
Sent: 04 July 2022 12:04
To: Rox Javid <Rox.Javid@kirklees.gov.uk>
Subject: Playworld LAFVAR/13722/22 Objection

Dear Rox,
Thank you for speaking to me on the phone this morning.

I object to the Playworld LAFVAR/13722/22 licence variation for the following reasons:

1 Noise and Disturbance causing Public Nuisance

There are conditions attached to both current and proposed licencing applications which read as follows:

'Noise from amplified and non-amplified music, singing and speech arising from regulated entertainment emanating from inside the premises shall be controlled so as to be inaudible inside any noise-sensitive location in the vicinity of Playworld, Westbourne Road, Huddersfield.'

Whilst I acknowledge that the application site is located within an urban area, and adjacent to a historic Public House 'The Croppers Arms', it should be noted that this historic use currently operates only during the following hours:

Monday - 12:00 - 21:00
Tuesday - 12:00 - 23:00
Wednesday - 12:00 - 22:00
Thursday - 12:00 - 22:00
Friday - 12:00 - 23:00
Saturday - 11:00 - 23:00
Sunday - 11:00 - 21:00

The application site lies in close proximity with a number of dwellings.

Given the above, I consider that it is not reasonable that alcohol can be served and music played outside of the current opening hours without significant likelihood of causing a statutory noise nuisance, in conflict with the objectives set out in the Licencing Act 2003. The current application also refers to outdoor use as well as indoor use, and I consider that this heightens the likelihood of causing a statutory noise nuisance.

2 The Prevention of Crime and Disorder

The lengthening of the hours during which alcohol is served and the consumption of alcohol outdoors is likely to bring Playworld customers into conflict with the residents of the nearby dwellings, potentially causing an increase in crime and disorder. Also, were alcohol to be consumed outside the Playworld building, both to the side of the building and in the car park area, it would be more difficult for Playworld staff to control customer behaviour across this wider area. This in turn could lead to public disorder, both on site and off site.

3 The Protection of Children from Harm

Neighbouring dwellings house a good many children, whose sleep is likely to be disturbed and harmed by noise from Playworld.

Please let me know if you need more information.

Yours sincerely,

[Redacted Signature]

Objection 39

From: Cllr Carole Pattison <Carole.Pattison@kirklees.gov.uk>

Sent: 21 June 2022 10:28

To: Rox Javaid <Rox.Javaid@kirklees.gov.uk>; Cllr Mohan Sokhal <Mohan.Sokhal@kirklees.gov.uk>; Cllr Sheikh Ullah <Sheikh.Ullah@kirklees.gov.uk>

Subject: RE: Playworld, 140 Westbourne Road, Marsh, Huddersfield

I would suggest that the outdoor licensing hours should be shorter and not go beyond 10.30/11.00 on the grounds of public nuisance. The residents of Syringa Street., Imperial road and Cleveland Road would be seriously affected by both noise and additional cars etc.

Kind Regards,

Cllr Carole Pattison
Cabinet Member for Learning, Aspiration and Communities
Civic Centre 3, High Street,
Huddersfield HD1 2RG



carole.pattison@kirklees.gov.uk

www.kirklees.gov.uk

Objection 40

From:
Sent: 11 July 2022 22:29
To: Rox Javaid; Licensing
Subject: Re: Playworld

CAUTION: External email. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Rox/whom it may concern,

I wish to object to proposed LAVFAR/13722/22.

Objections: -

1. **Public Nuisance:** Outside music, and drinking until late at night on a daily basis will cause nuisance to the general public and nearby residents. In a quiet family area large groups partying and drinking until late at night every night will cause a significant change to noise pollution levels, both directly from the venue and as people travel to and from the venue. The local pub is small and the people who drink there are generally local with a vested interest in the local area. A large party venue is likely to attract people from out of the area, partying for one night and without any ties to the immediate area meaning they have less interest in curtailing negative behaviours or being considerate to local residents. Doorstep milk theft and front gardens being used as a toilet have at various points happened that we are aware of, this seems to happen post pubs closing times and feel related to alcohol consumption. Again increasing the number of people spilling out into a residential area from a licensed venue will definitely cause public nuisance in a myriad of ways.
2. **Public safety:** many people walk along the (relatively) safe, quiet residential roads in this area (commuting for shift work, dog walking, visiting friends and neighbours, going to the convenience store) at all times of day and night. The introduction of large groups who have been consuming alcohol would certainly deter me from certain areas and generally make people uneasy and feel less safe. A large party venue would certainly increase risks to safety. Perceived risk are important to consider as well as physical risks.
3. **Crime and disorder:** Alcohol consumption leads to increased chance of disorderly, antisocial and criminal behaviour.
4. **Protecting children from harm:** Allowing customers to consume alcohol daily and so late is inappropriate in such close proximity to many family homes. Also providing alcohol at what is currently a children's play centre feels like it encourages and supports a dangerous narrative of 'darn kids I need a drink' which is prevalent in our society. Blurring a child's play centre into an adult party venue feels like children are only going to miss out. When walking our children to school/nursery one of the biggest hazards is broken glass, generally from beer bottles brought out onto the street, presumably by people leaving an establishment. It doesn't happen often or everywhere but that's partly because the current local pub is small. I imagine this kind of littering is likely to increase based on size and proximity to such establishments. Our pavements and roads should be safe for our children to walk, cycle, fall over and run on.

Please do NOT allow this proposal to be accepted.

Objection 41

From: [REDACTED]
Sent: 11 July 2022 15:37
To: Licensing <Licensing@kirklees.gov.uk>
Subject: LAVFAR/13722/22 - objection

Hello.

I wish to object to proposed LAVFAR/13722/22.

Objections: -

1. Public Nuisance: Outside music particularly and drinking until late at night on a daily basis will cause nuisance to public and nearby residents.
2. Public safety: Alcohol late at night in a residential area is likely to increase the risk to public safety. It often leads to irresponsible behaviour; drink-driving incidents may increase.
3. Crime and disorder: Alcohol consumption leads to increased chance of disorderly, antisocial and criminal behaviour.
4. Protecting children from harm: Allowing customers to consume alcohol daily and so late is inappropriate in such close proximity to many family homes. Will all customers continue to be responsible carers for their own children while under the influence?

Please do NOT allow this proposal to be accepted.

Regards,

[REDACTED]

[REDACTED]

Relevant Sections of Secretary of State Guidance – Under Section 182 of Licensing Act 2003

Public safety

2.7 Licence holders have a responsibility to ensure the safety of those using their premises, as a part of their duties under the 2003 Act. This concerns the safety of people using the relevant premises rather than public health which is addressed in other legislation. Physical safety includes the prevention of accidents and injuries and other immediate harms that can result from alcohol consumption such as unconsciousness or alcohol poisoning. Conditions relating to public safety may also promote the crime and disorder objective as noted above. There will of course be occasions when a public safety condition could incidentally benefit a person's health more generally, but it should not be the purpose of the condition as this would be outside the licensing authority's powers (be ultra vires) under the 2003 Act. Conditions should not be imposed on a premises licence or club premises certificate which relate to cleanliness or hygiene.

2.8 A number of matters should be considered in relation to public safety. These may include:

- Fire safety;*
- Ensuring appropriate access for emergency services such as ambulances;*
- Good communication with local authorities and emergency services, for example communications networks with the police and signing up for local incident alerts (see paragraph 2.4 above);*
- Ensuring the presence of trained first aiders on the premises and appropriate first aid kits;*
- Ensuring the safety of people when leaving the premises (for example, through the provision of information on late-night transportation);*
- Ensuring appropriate and frequent waste disposal, particularly of glass bottles;*
- Ensuring appropriate limits on the maximum capacity of the premises (see paragraphs 2.12-2.13, and Chapter 10; and*
- Considering the use of CCTV in and around the premises (as noted in paragraph 2.3 above, this may also assist with promoting the crime and disorder objective).*

2.9 The measures that are appropriate to promote public safety will vary between premises and the matters listed above may not apply in all cases. As set out in Chapter 8 (8.38-8.46), applicants should consider when making their application

which steps it is appropriate to take to promote the public safety objective and demonstrate how they achieve that.

2.10 Licence holders should make provision to ensure that premises users safely leave their premises. Measures that may assist include:

- Providing information on the premises of local taxi companies who can provide safe transportation home; and*
- Ensuring adequate lighting outside the premises, particularly on paths leading to and from the premises and in car parks.*

2.11 Where there is a requirement in other legislation for premises open to the public or for employers to possess certificates attesting to the safety or satisfactory nature of certain equipment or fixtures on the premises, it would be inappropriate for a licensing condition to require possession of such a certificate. However, it would be permissible to require as a condition of a licence or certificate, if appropriate, checks on this equipment to be conducted at specified intervals and for evidence of these checks to be retained by the premises licence holder or club provided this does not duplicate or gold-plate a requirement in other legislation. Similarly, it would be permissible for licensing authorities, if they receive relevant representations from responsible authorities or any other persons, to attach conditions which require equipment of particular standards to be maintained on the premises. Responsible authorities – such as health and safety authorities – should therefore make their expectations clear in this respect to enable prospective licence holders or clubs to prepare effective operating schedules and club operating schedules.

2.12 “Safe capacities” should only be imposed where appropriate for the promotion of public safety or the prevention of disorder on the relevant premises. For example, if a capacity has been imposed through other legislation, it would be inappropriate to reproduce it in a premises licence. Indeed, it would also be wrong to lay down conditions which conflict with other legal requirements. However, if no safe capacity has been imposed through other legislation, a responsible authority may consider it appropriate for a new capacity to be attached to the premises which would apply at any material time when the licensable activities are taking place and make representations to that effect. For example, in certain circumstances, capacity limits may be appropriate in preventing disorder, as overcrowded venues can increase the risks of crowds becoming frustrated and hostile.

2.13 The permitted capacity is a limit on the number of persons who may be on the premises at any time, following a recommendation by the relevant fire and rescue authority under the Regulatory Reform (Fire Safety) Order 2005. For any application for a premises licence or club premises certificate for premises without an existing permitted capacity where the applicant wishes to take advantage of the special provisions set out in section 177 of the 2003 Act¹, the applicant should conduct their own risk assessment as to the appropriate capacity of the premises. They should send their recommendation to the fire and rescue authority which will consider it and decide what the “permitted capacity” of those premises should be.

2.14 Public safety may include the safety of performers appearing at any premises, but does not extend to the prevention of injury from participation in a boxing or wrestling entertainment.

Crime and disorder

2.1 Licensing authorities should look to the police as the main source of advice on crime and disorder. They should also seek to involve the local Community Safety Partnership (CSP).

In the exercise of their functions, licensing authorities should seek to co-operate with the Security Industry Authority (“SIA”) as far as possible and consider adding relevant conditions to licences where appropriate. The SIA also plays an important role in preventing crime and disorder by ensuring that door supervisors are properly licensed and, in partnership with police and other agencies, that security companies are not being used as fronts for serious and organised criminal activity. This may include making specific enquiries or visiting premises through intelligence led operations in conjunction with the police, local authorities and other partner agencies. Similarly, the provision of requirements for door supervision may be appropriate to ensure that people who are drunk, drug dealers or people carrying firearms do not enter the premises and ensuring that the police are kept informed.

2.3 Conditions should be targeted on deterrence and preventing crime and disorder including the prevention of illegal working in licensed premises (see paragraph 10.10). For example, where there is good reason to suppose that disorder may take place, the presence of closed-circuit television (CCTV) cameras both inside and immediately outside the premises can actively deter disorder, nuisance, anti-social behaviour and crime generally. Some licence holders may wish to have cameras on their premises for the prevention of crime directed against the business itself, its staff, or its customers.

But any condition may require a broader approach, and it may be appropriate to ensure that the precise location of cameras is set out on plans to ensure that certain areas are properly covered and there is no subsequent dispute over the terms of the condition.

2.4 The inclusion of radio links and ring-round phone systems should be considered an appropriate condition for public houses, bars and nightclubs operating in city and town centre leisure areas with a high density of licensed premises. These systems allow managers of licensed premises to communicate instantly with the police and facilitate a rapid response to any disorder which may be endangering the customers and staff on the premises.

2.5 Conditions relating to the management competency of designated premises supervisors should not normally be attached to premises licences. It will normally be the responsibility of the premises licence holder as an employer, and not the licensing authority, to ensure that the managers appointed at the premises are competent and appropriately trained. The designated premises supervisor is the key person who will usually be responsible for the day to day management of the

premises by the premises licence holder, including the prevention of disorder. A condition of this kind may only be justified as appropriate in rare circumstances where it can be demonstrated that, in the circumstances associated with particular premises, poor management competency could give rise to issues of crime and disorder and public safety. Revised Guidance issued under section 182 of the Licensing Act 2003.

2.6 The prevention of crime includes the prevention of immigration crime including the prevention of illegal working in licensed premises. Licensing authorities should work with Home Office Immigration Enforcement, as well as the police, in respect of these matters. Licence conditions that are considered appropriate for the prevention of illegal working in licensed premises might include requiring a premises licence holder to undertake right to work checks on all staff employed at the licensed premises or requiring that a copy of any document checked as part of a right to work check are retained at the licensed premises.

Public nuisance

2.15 The 2003 Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.

2.16 Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the 2003 Act and retains its broad common law meaning. It may include in appropriate circumstances the reduction of the living and working amenity and environment of other persons living and working in the area of the licensed premises.

Public nuisance may also arise as a result of the adverse effects of artificial light, dust, odour and insects or where its effect is prejudicial to health.

2.17 Conditions relating to noise nuisance will usually concern steps appropriate to control the levels of noise emanating from premises. This might be achieved by a simple measure such as ensuring that doors and windows are kept closed after a particular time, or persons are not permitted in garden areas of the premises after a certain time.

More sophisticated measures like the installation of acoustic curtains or rubber speaker mounts to mitigate sound escape from the premises may be appropriate. However, conditions in relation to live or recorded music may not be enforceable in circumstances where the entertainment activity itself is not licensable (see chapter 16). Any conditions appropriate to promote the prevention of public nuisance should be tailored to the type, nature and characteristics of the specific premises and its licensable activities. Licensing authorities should avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are expensive to purchase and install and are likely to be a considerable burden for smaller venues.

2.18 As with all conditions, those relating to noise nuisance may not be appropriate in certain circumstances where provisions in other legislation adequately protect those living in the area of the premises. But as stated earlier in this Guidance, the approach of licensing authorities and responsible authorities should be one of prevention and when their powers are engaged, licensing authorities should be aware of the fact that other legislation may not adequately cover concerns raised in relevant representations and additional conditions may be appropriate.

2.19 Where applications have given rise to representations, any appropriate conditions should normally focus on the most sensitive periods. For example, the most sensitive period for people being disturbed by unreasonably loud music is at night and into the early morning when residents in adjacent properties may be attempting to go to sleep or are sleeping. This is why there is still a need for a licence for performances of live music between 11 pm and 8 am. In certain circumstances, conditions relating to noise emanating from the premises may also be appropriate to address any disturbance anticipated as customers enter and leave.

2.20 Measures to control light pollution will also require careful thought. Bright lighting outside premises which is considered appropriate to prevent crime and disorder may itself give rise to light pollution for some neighbours. Applicants, licensing authorities and responsible authorities will need to balance these issues.

2.21 Beyond the immediate area surrounding the premises, these are matters for the personal responsibility of individuals under the law. An individual who engages in antisocial behaviour is accountable in their own right. However, it would be perfectly reasonable for a licensing authority to impose a condition, following relevant representations, that requires the licence holder or club to place signs at the exits from the building encouraging patrons to be quiet until they leave the area, or that, if they wish to smoke, to do so at designated places on the premises instead of outside, and to respect the rights of people living nearby to a peaceful night.

Protection of children from harm

2.22 The protection of children from harm includes the protection of children from moral, psychological and physical harm. This includes not only protecting children from the harms associated directly with alcohol consumption but also wider harms such as exposure to strong language and sexual expletives (for example, in the context of exposure to certain films or adult entertainment). Licensing authorities must also consider the need to protect children from sexual exploitation when undertaking licensing functions.

2.23 The Government believes that it is completely unacceptable to sell alcohol to children. Conditions relating to the access of children where alcohol is sold and which are appropriate to protect them from harm should be carefully considered. Moreover, conditions restricting the access of children to premises should be strongly considered in circumstances where:

- adult entertainment is provided.
- a member or members of the current management have been convicted for serving

alcohol to minors or with a reputation for allowing underage drinking (other than in the

context of the exemption in the 2003 Act relating to 16 and 17 year olds consuming

beer, wine and cider when accompanied by an adult during a table meal);

- it is known that unaccompanied children have been allowed access;
- there is a known association with drug taking or dealing; or
- in some cases, the premises are used exclusively or primarily for the sale of alcohol

for consumption on the premises.

2.24 It is also possible that activities, such as adult entertainment, may take place at certain

times on premises but not at other times. For example, premises may operate as a café

bar during the day providing meals for families but also provide entertainment with a

sexual content after 8.00pm. It is not possible to give an exhaustive list of what amounts

to entertainment or services of an adult or sexual nature. Applicants, responsible

Revised Guidance issued under section 182 of the Licensing Act 2003 | 11

authorities and licensing authorities will need to consider this point carefully. This would

broadly include topless bar staff, striptease, lap-, table- or pole-dancing, performances

involving feigned violence or horrific incidents, feigned or actual sexual acts or fetishism,

or entertainment involving strong and offensive language.

2.25 Applicants must be clear in their operating schedules about the activities and times at which the events would take place to help determine when it is not appropriate for children to enter the premises. Consideration should also be given to the proximity of premises to schools and youth clubs so that applicants take appropriate steps to ensure that advertising relating to their premises, or relating to events at their premises, is not displayed at a time when children are likely to be near the premises.

2.26 Licensing authorities and responsible authorities should expect applicants, when preparing an operating schedule or club operating schedule, to set out the steps to be taken to protect children from harm when on the premises.

2.27 Conditions, where they are appropriate, should reflect the licensable activities taking place on the premises. In addition to the mandatory condition regarding age verification, other conditions relating to the protection of children from harm can include:

- restrictions on the hours when children may be present;
- restrictions or exclusions on the presence of children under certain ages when particular specified activities are taking place;
- restrictions on the parts of the premises to which children may have access;
- age restrictions (below 18);
- restrictions or exclusions when certain activities are taking place;
- requirements for an accompanying adult (including for example, a combination of

requirements which provide that children under a particular age must be

accompanied by an adult); and

- full exclusion of people under 18 from the premises when any licensable activities are

taking place.

2.28 Please see also Chapter 10 for details about the Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010.

2.29 Licensing authorities should give considerable weight to representations about child protection matters. In addition to the responsible authority whose functions relate directly to child protection, the Director of Public Health may also have access to relevant evidence to inform such representations. These representations may include, amongst other things, the use of health data about the harms that alcohol can cause to underage drinkers. Where a responsible authority, or other person, presents evidence to the licensing authority linking specific premises with harms to children (such as ambulance data or emergency department attendances by persons under 18 years old with alcohol-related illnesses or injuries) this evidence should be considered, and the licensing authority should also consider what action is appropriate to ensure this licensing objective is effectively enforced. In relation to applications for the grant of a licence in areas where evidence is presented on high levels of alcohol-related harms in persons aged under 18, it is recommended that the licensing authority considers what conditions may be appropriate to ensure that this objective is promoted effectively.

2.30 The 2003 Act provides that, where a premises licence or club premises certificate 12 | Revised Guidance issued under section 182 of the Licensing Act 2003 authorises the exhibition of a film, it must include a condition requiring the admission of children to films to be restricted in accordance with recommendations given either by a body designated under section 4 of the Video Recordings Act 1984 specified in the licence (the British Board of Film Classification is currently the only body which has been so designated) or by the licensing authority itself. Further details are given in Chapter 10.

2.31 Theatres may present a range of diverse activities and entertainment including, for example, variety shows incorporating adult entertainment. It is appropriate in these cases for a licensing authority to consider restricting the admission of children in such circumstances. Entertainments may also be presented at theatres specifically for children. It will be appropriate to consider whether a condition should be attached to a premises licence or club premises certificate which requires the presence of a sufficient number of adult staff on the premises to ensure the wellbeing of the children during any emergency.

Appendix D

From: Mark Chapman <Mark.Chapman@kirklees.gov.uk>

Sent: 16 June 2022 17:46

To: Rox Javaid <Rox.Javaid@kirklees.gov.uk>

Dear Colleagues,

Our Reference Full Variation Application - Playworld Huddersfield HD1 4LFP (

The cut-off date to respond to this licence variation is 11 July 2022. So please can we discuss the variations applied for:

1. Extended hours from 23:30 to 23:45 hours,
2. 6 events per year including NYE to open until 01:00 hours,
3. Amplified music and live music outside on the premises, (area marked in fuchsia hatchings on above image)
4. Alcohol Food Licence for the outside area (area marked in fuchsia hatchings on above image).
5. Shisha area outside (area marked in fuchsia hatchings on above image),

Points 1 & 2 I think can be managed. Although the applicant has stated that the variation from 23:30 to 23:45 hours is not necessary. I have advised that the 6 events requiring a 01:00 hours finish can be done so through a TENS.

Points 3, 4, & 5 are likely to create:

1. intrusive levels of noise from the music outside or break out from the open side door/fire escape route, and raised voices from shisha users, affecting the residents (marked in lie green on the above image)
2. intrusive odours from smoking shisha (marked in lie green on the above image).

I have spoken to the applicant and stated that I do not support the application in respect of amplified and live music, the service of alcohol and the smoking of shisha or use of the land outside 09:00 to 17:00 hours Monday to Friday. The business can use the outdoor space in any case in line with covid guidance, but perhaps not serving alcohol. Having spoken with Planning regarding this scenario regarding a café, planning have stated that planning consent is not required for the use of a car park or other land as this is ancillary to the main use of the land/business.

I'd recommend that the license application is withdrawn and the application fee is refunded.

I would like to discuss this with both Rox and Alex.

Yours sincerely

Mark Chapman, Environmental Health Officer, Pollution & Noise Control

Appendix D

Thank you for inviting Public Health to review and respond to this application.

We have assessed the available data on health-related outcomes at a local level that may be relevant to this application, and these are summarised in the table below. The idea here is to provide an overall view of relevant health outcomes for the Greenhead Ward (in which the premise sits) and compare these to Kirklees and England as a whole.

	Greenhead	Kirklees	England
Index of Multiple Deprivation score	31.1 *	25.2	21.7
Y9 students drinking alcohol monthly or more (% of pop)	10	16	n/a
Adults drinking 15+ units alcohol / week (% of pop)	15	23	n/a
Adults concerned about alcohol consumption (% of pop)	12	19	n/a
Crimes where alcohol is a contributing factor (% of crimes)	5 *	4	n/a
Emergency hospital admissions for respiratory disease (rate / 100,000)	45	53.63	n/a
Self-reported prevalence of respiratory illness (% of pop)	23 *	20	n/a
Self-reported prevalence of asthma (% of pop)	12 *	11	n/a
Incidence of lung cancer (standardised incidence ratio)	104.9	113.4	100
Mortality from circulatory diseases (standardised mortality ratio)	98.2 *	97.7	100
Smoking prevalence at age 15 (% of pop)	5.4	7.8	9.2

* - worse than Kirklees average

There is some further data at lower super output area (LSOA) and medium super outputs (MSOA) area level, i.e., on a smaller scale than ward level, which can be provided if required.

We have some overall concerns in relation to the application, which are summarised briefly below: -

- The variation, if granted, would extend current licensed hours (including to 1am on six occasions / year) and would allow for licensed activities to take place outdoors. Given that the premises are part of a residential area, this leads to some concerns re: the impact of noise / disturbance on nearby residents which could potentially be difficult to effectively mitigate. The applicant has not provided thorough details around mitigating measures.

- More broadly, there is limited information in the application in relation to the licensing objectives and the current level of detail seems insufficient to ensure that these objectives will be met. We would therefore advise that further detail is provided by the applicant around mitigating measures which would be put in place.
- The application makes reference to providing shisha but gives little detail on what is being requested in this regard or how this would be managed, and any risks mitigated. Whilst shisha is not a licensable activity in itself, there are potential licensing considerations should part of the premises be converted into a smoking zone for shisha, as well as other planning and regulatory processes that need to be observed. In particular, we would urge the applicant to consider the potential risks in relation to underage purchase of shisha and exposure of under 18's to harms from second-hand smoke. Whilst the application does note that provision of shisha would be at 'over 18 evenings and events', there is no detail on how this would be managed and risk to under 18's mitigated. We would also recommend that the applicant liaises with the local environmental health team to ensure the necessary regulatory compliance is in place in terms of any proposed shisha activities

If this variation is granted, Public Health recommends that the following areas continue to be considered to support the licensing objectives.

Staff Training

The training should include the following subjects: -

- The Licensing Act 2003 - Sets out the offences, defences and penalties that relate to underage sales of alcohol.
- Allowing the sale of alcohol to children - A person who works at a premises in a capacity that authorises them to prevent the sale of alcohol to an individual under 18 commits an offence if they knowingly allow the sale of alcohol to take place. People serving alcohol should be advised that they might be personally liable if they sell to young persons in breach of legal requirements.
- Persistently selling alcohol to children - It is an offence for a 'responsible person' (the premises licence holder) to unlawfully sell alcohol to an individual under 18 at the same premises on two or more different occasions within a period of three consecutive months.
- Proxy sales of alcohol - 'Proxy sales' is a term used to describe the purchase of alcohol on behalf of children. A person commits an offence if they buy or attempt to buy alcohol on behalf someone under 18. It is also an offence for a person to buy or attempt to buy alcohol for someone under 18 to drink on licensed premises.
- Challenge 25 - Staff and those responsible for selling alcohol should fully understand the appropriate means of age verification and how to apply the operational aspects of Challenge 25 (<https://challenge25.co.uk/index.html>). Challenge 25 is a retailing strategy that encourages anyone who is over 18 but looks under 25 to carry acceptable ID (a card bearing the PASS hologram, a photographic driving license or a passport) if they wish to buy alcohol. It is recommended that purchasing organisations selling alcohol consider the following: -

- Training – It is important to have programmes in place to regularly train staff about the Challenge 25 scheme, including who to challenge and how. This will help to ensure that staff are confident in making challenges and that the policy is consistently applied in the licensed premise/place. It is also useful to keep training records to ensure staff have their training refreshed on a regular basis.
- Advertise - Display posters and appropriate signage in prominent places throughout the premises to advertise your proof of age policy, alongside a statement regarding the refusal of alcohol sales. This will not only help to deter potential underage customers, but also act as a back up to staff members who make challenges.
- Support staff – Challenge 25 only works if the staff have confidence that the decisions they make will not be undermined. It is therefore important to ensure that difficult decisions staff have made are not challenged and overturned.
- Keep records – It is useful to keep records of all failed attempts to buy alcohol of those without ID who look under 25 as this could help with police or trading standards operations. You can use the Wine and Spirit Trade Association model template book by clicking on this link: <https://www.wsta.co.uk/wp-content/uploads/2019/01/Refusalsbook.pdf>
- Be clear about what ID is acceptable –The standard Challenge 25 scheme suggests accepting Passports, Driver's Licences and PASS approved cards. While individual premises can accept anything with the law (ID that includes a hologram, name, date of birth and photo) it is important to make a decision about what you will accept and publicise this clearly.
- Be aware of fake ID – The Home Office has produced guidance for retailers to help them understand how to spot fake ID (https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/183495/False_ID_guidance.pdf). It will be important to ensure staff are trained about the types of ID that are acceptable and how to look out for fakes.

Refusal Log

- All refusals of the sale of alcohol should be recorded in a Refusals Log. This will include details of the date, time, incident, a description of potential buyer and action taken.
- This will help to demonstrate that the applicant actively refuses sales and has an effective system in place. Logs should be checked by directors / managers to ensure that all members of staff are using them. You can use the Wine and Spirit Trade Association model template book by clicking on this link: <https://www.wsta.co.uk/wp-content/uploads/2019/01/Refusalsbook.pdf>

Prevention of crime, disorder and public nuisance

- There should be a commitment (by having a process in place) to not serving intoxicated customers, in the interests of prevention of public disorder and individual harm.
- Consider training for staff in terms of managing the impact on the local area, especially at late hours (i.e., after 11pm) or where people are intoxicated. Where people are leaving the premises in an intoxicated or otherwise

vulnerable state, staff should also be able to manage any immediate concerns re: safety of those individuals.

Other restrictions

- Put in place a process to restrict the sale or supply of super strength beers, lagers and ciders

Useful sources of information

Drinkaware - <https://www.drinkaware.co.uk/>

Alcohol Education Trust - <https://alcoholeducationtrust.org/>

Alcohol Change UK - <https://alcoholchange.org.uk/>

British Heart Foundation (shisha) - <https://www.bhf.org.uk/information-support/risk-factors/smoking/shisha>

-----Original Message-----

From: Jennifer Booth

Sent: 29 June 2022 10:57

To: Licensing <Licensing@kirklees.gov.uk>

Subject: FW: Full Variation Application - Playworld Huddersfield HD1 4LFP
(LAFVAR/13722/22)

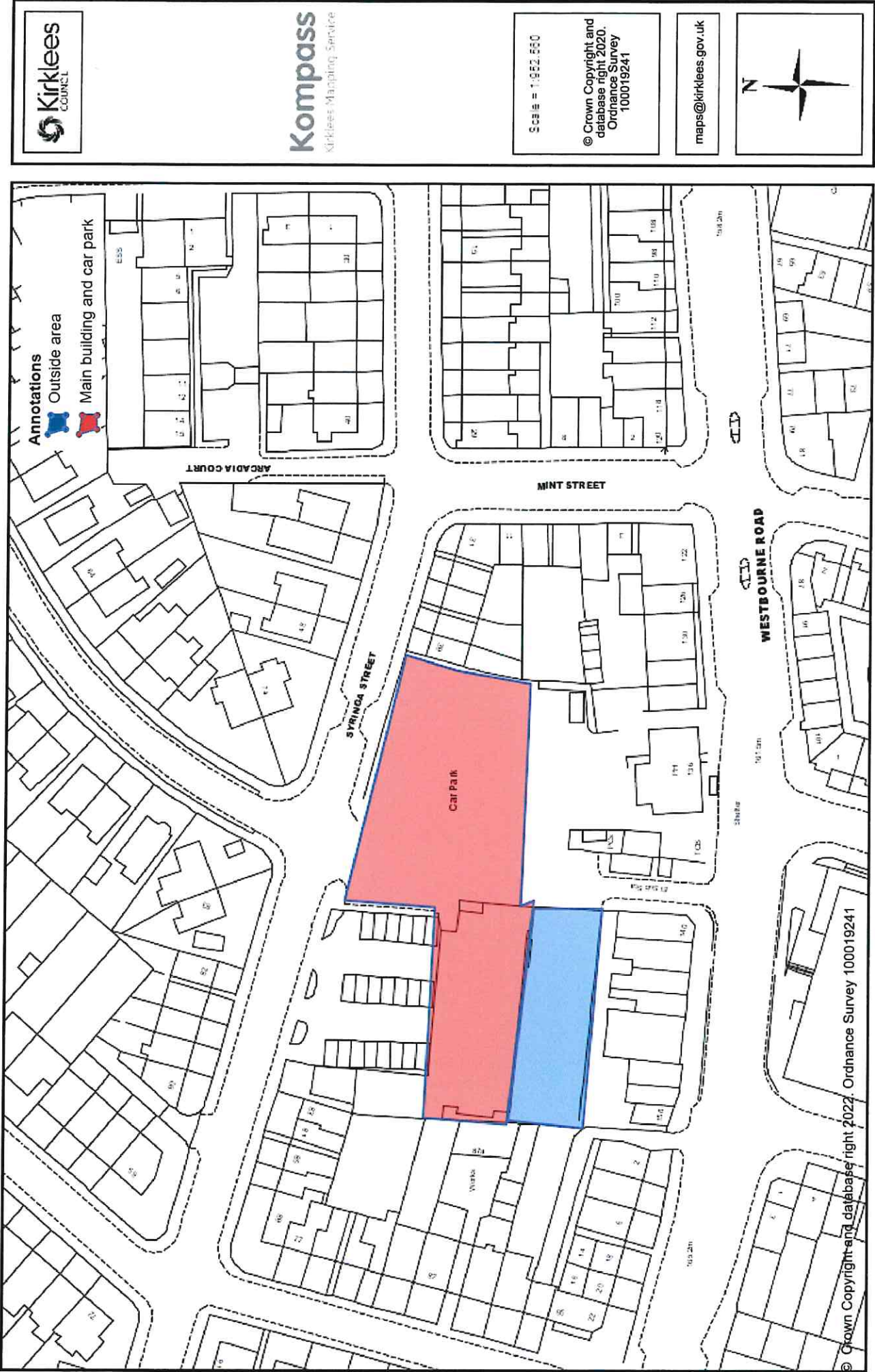
Good Morning,

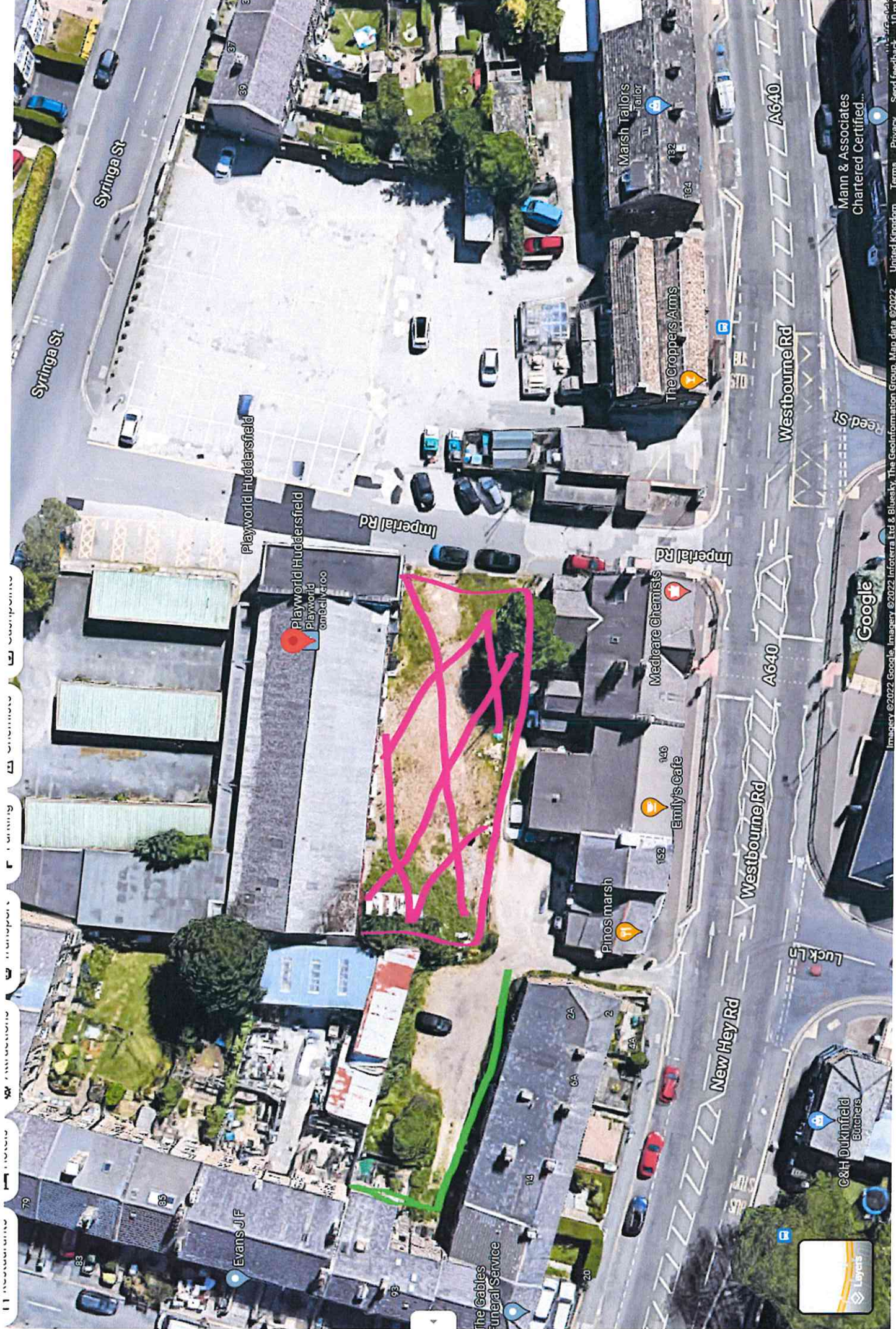
With regards to the licensing request, in particular with the regards to the outdoor space, Planning would be concerned regarding the noise and the impact on the neighbouring residential properties.

Regards & Stay Safe

Jennie Booth
Planner – Development Management
Planning and Development Service
Growth & Regeneration
PO Box 1720,
Huddersfield,
HD1 9EL

Appendix E





Syringa St

Playworld Huddersfield

Playworld Huddersfield
Playworld
ombelveroo

Imperial Rd

Medicare Chemists

Emily's Cafe
146

Piposmarsh
152

Westbourne Rd

A640

Westbourne Rd

A640

New Hey Rd

Luck Ln

Marsh Tailors
Tailor
132

The Croppers Arms
134

Mann & Associates
Chartered Certified...

Google

C&H Dukinfield
Butchers

The Gables
Funeral Service

Evans J F